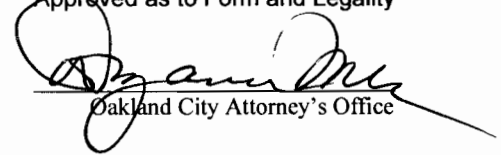


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OFFICE OF THE CITY CLERK
OAKLAND

2010 JAN 28 PM 6:56

Approved as to Form and Legality


Oakland City Attorney's Office

OAKLAND CITY COUNCIL
RESOLUTION No. 82527 C.M.S.

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO:

- 1) **ACCEPT, APPROPRIATE AND ALLOCATE FISCAL YEAR 2009 URBAN AREAS SECURITY INITIATIVE ("UASI") INTEROPERABILITY GRANT FUNDS IN THE AMOUNT OF ONE MILLION THREE HUNDRED THOUSAND DOLLARS (\$1,300,000) TO THE 800 MHZ RADIO NETWORK UPGRADE PROJECT; AND**
- 2) **AMENDING RESOLUTION NO. 79706 C.M.S., WHICH AUTHORIZED A CONTRACT WITH DAILEY WELLS, INC. FOR 800 MHZ RADIO NETWORK PROJECT ENGINEERING, RADIO REPLACEMENT, AND UPGRADES, TO AUTHORIZE AN AMENDMENT FOR THE ADDITIONAL PURCHASE OF DESIGN, ENGINEERING, INSTALLATION AND UPGRADE SERVICES AND GOODS FOR THE CITY'S 800 MHZ RADIO NETWORK EQUIPMENT TO MAKE IT INTEROPERABLE INTERNALLY AND WITH OTHER REGIONAL PUBLIC SAFETY AGENCIES, IN AN AMOUNT NOT TO EXCEED \$2,600,000, FOR A TOTAL CONTRACT NOT-TO-EXCEED \$5,600,000; AND**
- 3) **WAIVING ADVERTISING, BIDDING AND THE REQUEST FOR PROPOSALS/QUALIFICATIONS PROCESSES FOR SAID ADDITIONAL SERVICES AND GOODS**

WHEREAS, there is an need for the public safety agencies within the City of Oakland and within the Bay Area region to implement a regional public safety communications system solution that will provide interoperable communications among multi-disciplinary and multi-jurisdictional public safety agencies; and

WEHERAS, the City of Oakland Police, Fire and Office of Emergency Services (OES) personnel and the Department of Information Technology have identified the equipment systems necessary to ensure effective voice communications between these agencies and other public safety agencies, regionally; and

WHEREAS, the City Council previously authorized a contract in the amount of \$500,000 with the manufacturer, Harris (formerly M/A-COM), for the purchase of radio parts and materials for the City's existing 800 MHz radio infrastructure (Resolution 79709 C.M.S.); and

WHEREAS, the City Council previously authorized a contract in the amount of \$3,000,000 with Dailey Wells, Inc., an Oakland “local certified” business and the sole West Coast distributor of Harris equipment and parts, to provide project engineering, radio replacement and upgrades for the implementation of the City’s existing 800 MHz radio infrastructure (Resolution No. 79706 C.M.S.); and

WHEREAS, the Department of Information Technology is working to update and improve the service and reliability of the City’s 800 MHz radio infrastructure; and

WHEREAS, Dailey Wells, Inc. implemented the existing 800 MHz radio infrastructure satisfactorily and can meet the needs of the City for the upgrade services; and

WHEREAS, Oakland Municipal Code sections 2.04.050.I.5 and 2.04.051.B permit the Council to waive advertising, bidding and the request for proposal/qualifications processes upon a finding that it is in the City’s best interests to do so; and

WHEREAS, Harris is the sole manufacturer of equipment and parts needed to upgrade the City’s existing 800 MHz Radio Network system, and Dailey Wells, Inc. is the only authorized West Coast distributor, installer and servicer of said equipment and parts; and

WHEREAS, Dailey-Wells, Inc. has been implementing and supporting the Oakland Radio Upgrade project and possesses deep technical knowledge of the Oakland network and has successfully upgraded one of the radio sites, GWIN, to the interoperable P-25 network; and

WHEREAS, the City Administrator has determined that the services provided pursuant to the agreement authorized hereunder are of a professional, scientific or technical and temporary in nature and shall not result in the loss of employment or salary by any person having permanent status in the competitive service; and

WHEREAS, the City of Oakland submitted a competitive grant proposal for the Fiscal Year 2009 Urban Areas Security Initiative (“UASI”) Interoperability grant which can be used to acquire, integrate, deploy and install equipment infrastructure to ensure interoperable voice communications between regions, within Cities and multi-jurisdictionally; and

WHEREAS, the City of Oakland was awarded a Fiscal Year 2009 UASI Interoperability grant for \$1,300,000 and staff is committed to effectively carry out the requirements of the Fiscal Year 2009 UASI Interoperability grant; and now, therefore, be it

RESOLVED: That the City Council accepts and appropriates the Fiscal Year 2009 UASI Interoperability grant in an amount up to \$1,300,000 for public safety communications upgrades that will move the City of Oakland towards full compliance and interoperability with other public safety agencies; and be it

FURTHER RESOLVED: That the \$1,300,000 in Fiscal Year 2009 UASI grant funding shall be appropriated to the Oakland Fire Department, Office of Emergency Services, Emergency

Services Program Organization 20711, Homeland Security Fund 2123, Account, Project and program, to be determined; and be it

FURTHER RESOLVED: That, pursuant to Oakland Municipal Code sections 2.04. 050.I.5 and 2.04.051.B, and the reasons stated above and in the City Administrator’s report accompanying this item, it is in the City’s best interests to waive advertising, bidding and the request for proposal/qualifications process for the purchase of design, engineering, installation and upgrade services and goods needed to upgrade the City’s 800 MHz radio network equipment to be interoperable internally and regionally, with other public safety agencies, and so waives said requirements; and be it

FURTHER RESOLVED: That the City Council hereby amends Resolution No. 79706 C.M.S. to authorize an amendment to the existing contract with Dailey Wells, Inc. for 800 MHz Radio Network project engineering, radio replacement, and upgrades, to purchase additional design, engineering, installation and upgrade services and goods for the City’s 800 MHz Radio Network equipment to make it interoperable with internal and other regional public safety agencies, in an amount not to exceed \$2,600,000 for a total contract not-to-exceed \$5,600,000; and be it

FURTHER RESOLVED: that the City Administrator or his designee is hereby authorized to take whatever action is necessary with respect to the agreement consistent with this Resolution and its basic purpose; and be it

FURTHER RESOLVED: that the contract amendment shall be reviewed and approved by the City Attorney’s Office for form and legality prior to execution, and a copy shall be placed on file with the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, FEB 16 2010, 20_____

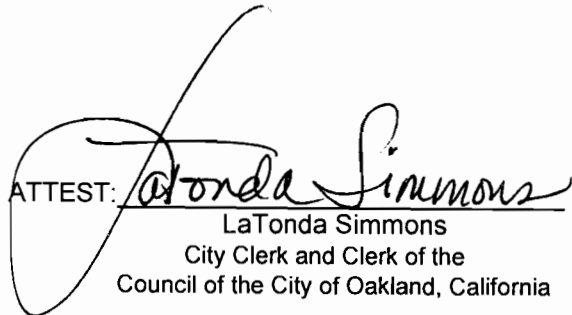
PASSED BY THE FOLLOWING VOTE:

AYES- BROOKS, DE LA FUENTE, KAPLAN, KERNIGHAN, ~~NADDEL~~, QUAN, REID, and PRESIDENT BRUNNER ~ 7

NOES- Nadel - 1

ABSENT- 0

ABSTENTION- 0

ATTEST: 
LaTonda Simmons
City Clerk and Clerk of the
Council of the City of Oakland, California