

2016 JUN -2 PM 5:30

86232

RESOLUTION No. \_\_\_\_\_

C.M.S.

**RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR OR DESIGNEE TO:**

- 1) **PROCURE HARDWARE, SOFTWARE, AND PROFESSIONAL SERVICES TO REPLACE EXISTING SHORETEL HANDSETS AND INSTALL SHORETEL TELEPHONE SYSTEMS IN THE OAKLAND MAIN LIBRARY AND POLICE ADMINISTRATION BUILDING FOR AN AMOUNT NOT TO EXCEED ONE MILLION THREE HUNDRED TWENTY-FIVE THOUSAND DOLLARS (\$1,325,000) FROM THE TELEPHONE EQUIPMENT AND SOFTWARE INTERNAL SERVICE FUND BALANCE;**
- 2) **ANNUALLY/BIENNIALLY APPROPRIATE FROM THE TELEPHONE EQUIPMENT INTERNAL SERVICE FUND BALANCE THROUGH THE BUDGET PROCESS, FOR THE PURCHASE OF EQUIPMENT, MAINTENANCE, PROFESSIONAL SERVICES, AND COSTS ASSOCIATED WITH THE CITY'S TELEPHONE, NETWORK AND TELECOMMUNICATION SERVICES; AND**
- 3) **WAIVE THE COMPETITIVE BIDDING, ADVERTISING AND REQUEST FOR PROPOSALS/QUALIFICATION PROCESS, AND NEGOTIATE AGREEMENT(S) WITH AUTHORIZED VENDORS FOR THE ABOVE PRODUCTS AND SERVICES FOR A PERIOD NOT TO EXCEED 5 YEARS**

**WHEREAS,** the City's network, telephone and telecommunications services provide the infrastructure that connects all City departments and agencies together, and is the basic foundation upon which many of the City processes provide services to its constituents; and

**WHEREAS,** the City ShoreTel telephone system maintenance agreement(s) will expire in June 2016; and

**WHEREAS,** over 2000 currently deployed ShoreTel handsets are reaching their end of useful life which jeopardizes the performance of the ShoreTel telephone system in which City staff depends on; and

**WHEREAS,** it would not be cost effective to replace these systems given the City's current investment, therefore, it is recommended that the City execute new ShoreTel Inc., telecommunication and Networks maintenance agreements for equipment upgrades and maintenance to avoid equipment failure and lack of vendor support that would negatively impact the performance of the City's ShoreTel telephone, Network, telecommunication services and applications which are depended upon, and provide services to all City agencies and departments; and

**WHEREAS**, Oakland Municipal Code (OMC) Section 2.04.050 requires advertising, competitive bidding and award to the lowest responsible, responsive bidder when the City purchases services, supplies or combination thereof which exceed \$50,000.00; and

**WHEREAS**, OMC Section 2.04.050 I.5 permits the Council to waive advertising and competitive bidding upon a finding and determination that it is in the best interests of the City to do so; and

**WHEREAS**, ShoreTel Inc., the existing City network infrastructure and supporting authorized hardware, software, technology vendors have demonstrated they can provide the necessary equipment, products and services that the City requires; and

**WHEREAS**, the Information Technology Department (ITD) has determined that only ShoreTel Inc., and authorized City network infrastructure equipment, software, hardware and technology vendors/dealers can provide the necessary equipment, support, products and services that the City requires; and

**WHEREAS**, the City needs to purchase a combination of products and professional/technical services to maintain, refresh and upgrade the City's telephone systems, network and, therefore, requires waiver of the City's bidding and RFP/RFQ requirements to negotiate contracts for each system; and

**WHEREAS**, it is in the City's best interest to limit the solicitation of bids for software, hardware and ongoing maintenance services as the ability to upgrade, refresh and maintain existing systems will provide significant cost savings and other efficiencies to the City, requiring the use of vendors who are familiar with the existing information technology infrastructure; and

**WHEREAS**, existing funds have been identified to fund the cost of the proposed purchases; and

**WHEREAS**, the City Council finds that the contracts shall not result in the loss of employment or salary by and person having permanent status in the competitive service; now therefore be it

**RESOLVED**; That the City Council hereby authorizes the City Administrator or designee to procure hardware, software, and professional services to replace existing ShoreTel handsets and install ShoreTel telephone systems in the Oakland Main Library and Police Administration Building for an amount not to exceed one million three hundred twenty-five thousand dollars (\$1,325,000) from the telephone equipment and software internal service fund balance; and be it

**FURTHER RESOLVED**; That the City Council hereby authorizes the City Administrator or designee to appropriate annually/biennially appropriate from the telephone equipment internal service fund balance through the budget process, for the purchase of equipment, maintenance, professional services, and costs associated with the city's telephone, network and telecommunication services; and be it

**FURTHER RESOLVED:** That the Council, pursuant to OMC Section 2.04.50 I.5, hereby finds and determines that it is in the best interests of the City to waive the competitive bidding, advertising and request for proposals/qualification, and negotiate agreement(s) with authorized vendors for the above products and services for a period not to exceed 5 years; and be it

**FURTHER RESOLVED:** That the City Administrator or her designee is hereby authorized to complete all required negotiations, certifications, assurances, and documentation required to accept, modify, extend and/or amend agreements associated with this resolution; and be it

**FURTHER RESOLVED:** That a copy of the agreement will be on file in the City Clerk's Office and will be approved by the Office of the City Attorney.

JUN 2 1 2016

IN COUNCIL, OAKLAND, CALIFORNIA, \_\_\_\_\_

**PASSED BY THE FOLLOWING VOTE:**

AYES - BROOKS, CAMPBELL, WASHINGTON, GALLO, GUILLEN, KALB, KAPLAN, REID, AND PRESIDENT GIBSON MCELHANEY — 8

NOES - 0

ABSENT - 0

ABSTENTION - 0

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