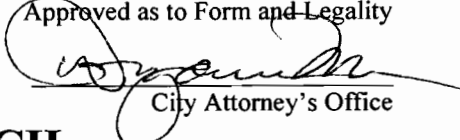


2010 MAR 30 PM 3:03

Approved as to Form and Legality


City Attorney's Office

OAKLAND CITY COUNCIL

RESOLUTION No. 82635 C.M.S.

ORIGINAL

RESOLUTION WAIVING ADVERTISING AND THE REQUEST FOR PROPOSAL/QUALIFICATION REQUIREMENTS, AND AMENDING RESOLUTION NO. 78246 C.M.S., PASSED DECEMBER 16, 2003, WHICH AUTHORIZED A MAINTENANCE AGREEMENT WITH ASSETWORKS, INC. IN CONNECTION WITH THE FLEET MANAGEMENT SYSTEM, TO AUTHORIZE THE CITY ADMINISTRATOR TO EXTEND THE ASSETWORKS, INC. MAINTENANCE AGREEMENT FOR UP TO THREE YEARS, ON AN ANNUAL BASIS, IN THE AMOUNT OF THIRTY THREE THOUSAND DOLLARS (\$33,000), PLUS FIVE PERCENT (5%) ANNUALLY, FOR A TOTAL CONTRACT CAP OF ONE HUNDRED FOUR THOUSAND THIRTY THREE DOLLARS (\$104,033)

WHEREAS, the City Council previously approved Resolution No. 78246 C.M.S. authorizing the purchase and implementation of a fleet management software system ("Fleet Management System"), including a maintenance agreement for the system with Assetworks, Inc. (Previously Maximus Asset Solutions); and

WHEREAS, Equipment Services Division, Public Works Agency, has been using the Fleet Management System to manage all work performed on the city's fleet since 2005; and

WHEREAS, the Fleet Management System enables staff to generate and track work orders and parts needed for the repair and maintenance of the City's fleet, and interface with the city's Oracle financial system; and

WHEREAS, the Fleet Management System is a critical and necessary tool in managing the day-to-day operations and accountability of fleet services and it is in the City's best interest to retain AssstWorks, Inc., who are the owners of the Fleet Management System software, to continue to provide technical maintenance and support related to the System; and

WHEREAS, Oakland Municipal Code section 2.04.051.A requires advertising and the solicitation of proposals or qualifications for the purchase of professional, technical or scientific services; and

WHEREAS, Oakland Municipal Code section 2.04.051.B permits the City Council to waive such advertising and solicitation requirements upon a finding that it is in the best interest of the City to do so; and

WHEREAS, the cost of on-going maintenance and support of the Fleet Management System is estimated at \$33,000 annually, escalated at five percent (5%) per year; and

WHEREAS, funding for the annual maintenance and support costs are budgeted in Fund 4100-Equipment Services, Organization 30541-Equipment Services, Account 54930-Professional Services, Program IN01-Fleet Maintenance; and

WHEREAS, the Fleet Management System software is sold with a one-time license fee, coupled with an annual fee that covers software maintenance and support; and

WHEREAS, it is anticipated that the current Fleet Management System software will continue to be used as the City's fleet services maintenance management system and there are no current or foreseeable plans to replace the system, and technical maintenance and support will be needed for the duration of the system's operation; and

WHEREAS, the City Administrator has determined that the services to be provided under the contract are of a professional, scientific or technical and temporary nature, are in the public interest because of economy or better performance and shall not result in the loss of employment or salary by any person having permanent status in the competitive service; now, therefore, be it

RESOLVED: That pursuant to Oakland Municipal Code section 2.04.051.B and for the reasons stated in the City Administrator's report accompanying this resolution and stated above, the City Council finds that it is in the City's best interest to waive the advertising and request for proposal/qualification procedures for the purchase of technical maintenance and support services for the Fleet Management System, and so waives said requirements; and be it

FURTHER RESOLVED: That the City Administrator is authorized to extend the contract for technical maintenance and support services with Assetworks, Inc. for the Fleet Management System on an annual basis for up to three years, in an estimated annual amount of thirty three thousand dollars (\$33,000), escalated at five percent (5%) per year, for a total contract cap of one hundred four thousand thirty three dollars (\$104,033).

IN COUNCIL, OAKLAND, CALIFORNIA, MAR 16 2010, 20__

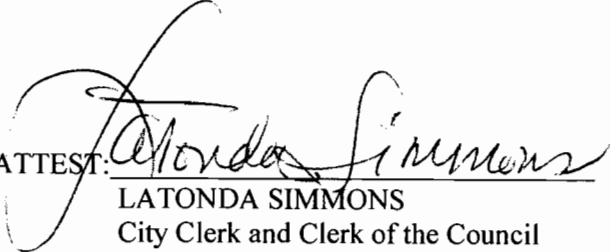
PASSED BY THE FOLLOWING VOTE:

AYES- BROOKS, DE LA FUENTE, KAPLAN, KERNIHGAN, NADEL, QUAN, REID and PRESIDENT BRUNNER - 8

NOES- 0

ABSENT- 0

ABSTENTION- 0

ATTEST: 
LATONDA SIMMONS
City Clerk and Clerk of the Council
of the City of Oakland, California