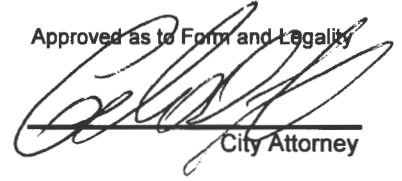


2017 JUL 27 AM 9:51

REVISED @Council Meeting July 18, 2017



City Attorney

OAKLAND CITY COUNCIL

RESOLUTION NO. 86867 C.M.S.

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

- 1. EXECUTE A MASTER LEASE PURCHASE AGREEMENT AND ALL RELATED DOCUMENTS FOR FINANCING IN AN AMOUNT NOT TO EXCEED TWELVE MILLION EIGHT-HUNDRED THOUSAND DOLLARS (\$12,800,000) WITH BANC OF AMERICA PUBLIC CAPITAL CORP FOR A TERM OF NOT MORE THAN SEVEN (7) YEARS AT AN INTEREST RATE NOT TO EXCEED 3% TAX EXEMPT AND/OR 4.5% TAXABLE, AND APPROPRIATE TO FINANCE DEPARTMENT TO FUND:
 - a. A NEXT GENERATION 9-1-1 PUBLIC SAFETY INFORMATION TECHNOLOGY (“911”) SYSTEM; AND**
 - b. THE DEVELOPMENT AND DEPLOYMENT OF A COURT MANDATED PERFORMANCE, REPORTING, INFORMATION AND METRICS ENVIRONMENT SYSTEM (“PRIME 2.0”); AND****
- 2. EXECUTE AN AGREEMENT WITH MOTOROLA, INC. SELECTED THROUGH A COMPETITIVE RFP PROCESS, TO PROVIDE A 9-1-1 PUBLIC SAFETY IT SYSTEM FOR THE OAKLAND POLICE DEPARTMENT AND OAKLAND FIRE DEPARTMENT IN AN AMOUNT NOT TO EXCEED SEVEN MILLION SIX HUNDRED THOUSAND DOLLARS (\$7,600,000); AND**
- 3. NEGOTIATE AND EXECUTE ADDITIONAL VENDOR AGREEMENTS, TO SUPPORT THE NEW 91-1 SYSTEM INCLUDING HARDWARE, SOFTWARE, NETWORKING AND SECURITY EQUIPMENT, PROFESSIONAL SERVICES, MAINTENANCE, AND FOR THE DEVELOPMENT OF PRIME 2.0 IN AN AMOUNT NOT TO EXCEED FIVE MILLION TWO HUNDRED THOUSAND DOLLARS (\$5,200,000); AND**
- 4. WAIVE THE COMPETITIVE PROPOSAL SOLICITATION REQUIREMENT FOR PROFESSIONAL SERVICES FOR THE ABOVE-LISTED AGREEMENTS IN AN AMOUNT NOT TO EXCEED FOUR MILLION NINE HUNDRED THOUSAND DOLLARS (\$4,900,000).**

WHEREAS, some components of the current 9-1-1 Public Safety Information Technology (IT) System for Police and Fire temporarily fail on a regular basis and are no longer sold or supported by their original vendor(s); and

WHEREAS, the reliability and up-time of the 9-1-1 Public Safety IT System for Police and Fire is critical to the safety of both citizens and first responders; and

WHEREAS, acquiring and implementing a new 9-1-1 Public Safety IT System for Police and Fire would provide a more reliable system better able to meet the business and technological requirements of the Oakland Police Department (OPD) and the Oakland Fire Department (OFD); and

WHEREAS, the City conducted a Request For Proposals and the selection of Motorola, Inc. was recommended by an Evaluation Committee including representatives from the Information Technology Department (ITD), OPD, OFD and subsequently approved by an Executive Committee including executive-level representatives from the City Administrator's Office, ITD, Finance, OPD and OFD; and

WHEREAS, replacing the original early intervention system mandated by the City's Negotiated Settlement Agreement (NSA), a system known as the Internal Personnel Assessment System (IPAS), was completed when version 1.0 of the new system, PRIME, was deployed on May 9, 2017; and

WHEREAS, upon review of PRIME v1.0 the Independent Monitoring Team of the NSA determined that new, additional functionality was needed and thus required that a follow-on version 2.0 of PRIME needed to be designed and implemented; and

WHEREAS, staff requests authorization to enter into a Master Lease Purchase Agreement with Banc of America Public Capital Corp, identified and selected through a competitive bid process, in an amount not to exceed twelve million eight-hundred thousand dollars (\$12,800,000) to fund the purchase and implementation of the 9-1-1 Public Safety IT System for Police and Fire and to fund the development and implementation of PRIME v2.0; and

WHEREAS, OMC Title 2, Chapter 2, Article I, Section 2.04.051.A requires staff to conduct a competitive Request for Proposal/Qualification (RFP/Q) selection process for the procurement of professional services; and

WHEREAS, OMC Title 2, Chapter 2, Article I, Section 2.04.050 requires formal advertising and competitive bidding when the City purchases services, supplies or a combination thereof that exceeds \$50,000.00, and

WHEREAS, OMC Title 2, Chapter 2, Article I, Section 2.04.050.I.5 permits the Council to waive formal advertising and competitive bidding upon a finding and determination that it is in the best interests of the City to do so; and

WHEREAS, OMC Title 2, Chapter 2, Article I, Section 2.04.051.B permits the Council to waive the competitive RFP/Q competitive selection requirement upon a finding and determination that it is in the best interests of the City to do so; and

WHEREAS, the City Council finds that the services provided pursuant to the agreement authorized hereunder are of a professional, scientific, or technical nature and are temporary in nature; and

WHEREAS, the City Council finds that any contracts related to the new 9-1-1 Public Safety IT System for Police and Fire or PRIME v2.0 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 the City Council hereby authorizes the City Administrator, or her designee, to negotiate and execute a master lease purchase agreement and all related documents with Banc of America Public Capital Corp for financing in an amount not to exceed twelve million eight-hundred thousand dollars (\$12,800,000), a term of not more than 7 years, and an interest rate not to exceed 3% tax exempt and/or 4.5% taxable, and allocate to provide funding for the following:

- a. Purchase of a next generation 9-1-1 public safety IT system for police and fire, including CAD, RMS, FBR, crime data warehouse, and fire station alerting systems; and
- b. Development and deployment of federal court mandated NSA software system PRIME v2.0, including new training management system, next generation stop data analytics, personnel database system and integration with the body-worn camera system currently being procured by OPD; and be it

FURTHER RESOLVED: That the City Council hereby authorized the City Administrator is authorized to appropriate two million dollars (\$2,000,000) from previously allocated funds approved by Council on Resolution no. 85825 C.M.S., to pay for the 9-1-1 public safety IT systems; and be it

FURTHER RESOLVED: That the City Council hereby authorizes the City Administrator to enter into an agreement with Motorola, Inc. To provide a turn-key 911 public safety IT system for the Oakland Police Department and Oakland Fire Department; and be it

FURTHER RESOLVED: That the City Council hereby authorizes the City Administrator to negotiate and execute separate additional vendor agreements, not to exceed the amount of two hundred and fifty thousand dollars (\$250,000) each, to support the 911 public safety IT systems infrastructure upgrade, which includes hardware, software, networking and security equipment, professional services, maintenance and support, without return to Council; and be it

FURTHER RESOLVED: That the City Council hereby authorizes the City Administrator to negotiate and execute vendor agreements, to develop and deploy PRIME v2.0; and be it

FURTHER RESOLVED: That the City Council hereby directs Staff to provide biannual informational report detailing the project status, including scope, timelines and dollar amount spent; and be it

FURTHER RESOLVED: That pursuant to OMC Section 2.04.050.1.5 and Section 2.04.051.B, the Council hereby finds and determines that it is in the best interests of the City to waive formal advertising, competitive bidding and the competitive RFP/Q competitive selection requirements for professional services associated with these projects, provided that prior to execution of additional vendor contracts, with the exception of all contracts related to the Prime 2.0 project, that the City Administrator will return to Council for authorization of any contract in an amount of more than two hundred fifty thousand dollars (\$250,000), ~~staff will return to Council for authorization, expenditure of any funds staff will award contracts and establish contract amounts for the Controller's Bureau, without return to Council,~~ and be it

FURTHER RESOLVED: That the City Administrator is hereby authorized to execute any amendments or modifications to said agreements with the exception of those related to an increase in total compensation or the allocation of additional funds, and provided that such amendments or modifications shall be reviewed by the City Attorney and filed with the City Clerk's Office.

IN COUNCIL, OAKLAND,
CALIFORNIA,

JUL 18 2017⁶

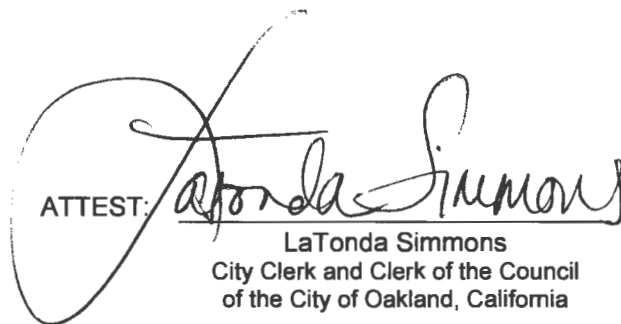
PASSED BY THE FOLLOWING VOTE:

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

NOES – 0

ABSENT – 0

ABSTENTION – 0

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