

DRAFT  
OAKLAND CITY COUNCIL

RESOLUTION No. 76317 C.M.S.

INTRODUCED BY COUNCILMEMBER \_\_\_\_\_



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**A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH RECWARE BY ACTIVE.COM TO PURCHASE THE RECWARE SAFARI SYSTEM FOR AN AMOUNT NOT TO EXCEED \$492,809; PLUS A TEN PERCENT CONTINGENCY AUTHORIZATION FOR UNFORSEEN EXPENSES; TO ALLOCATE FUNDS TO THIRD PARTY VENDORS FOR AN AMOUNT NOT TO EXCEED \$353,224; AND AUTHORIZING LOAN FINANCING NOT TO EXCEED \$900,000 THROUGH THE MUNICIPAL IMPROVEMENT CAPITAL FUND AND AUTHORIZING ANNUAL APPROPRIATIONS FOR OPERATING COSTS IN THE AMOUNT OF \$388,307**

**WHEREAS**, the Office of Parks and Recreation provides extensive fee and non-fee based programs at 22 recreation and community centers and numerous special facilities, and offers rental reservations for space in recreation centers, parks, and special facilities; and

**WHEREAS**, these programs and services are offered with extensive reliance on manual processes for registration, program tracking, and financial management; and

**WHEREAS**, the facility reservations system relies on stand alone outdated MS-DOS based software; and

**WHEREAS**, the benefits of fully automating program registration and facility reservations include improved access by the community to activity information, program registration, and facility reservations using the Internet and Touch Tone telephone; improved cash and financial management; improved response to inquiries and reporting capability through standardization; and better information in a centralized database; and

**WHEREAS**, the RecWare Safari System, a product of RecWare by Active.com provides a comprehensive method of tracking program activity and participation, revenues and receipts, as well as customer feedback and demographic information; and

**WHEREAS**, one time third party costs include the purchase of three servers to operate the RecWare application because the current server capacity is inadequate; and

**WHEREAS**, the ongoing operating costs would include staffing for project management, system management, data entry and a help desk, and in addition a software maintenance contract of in the amount of \$129,600; and

**WHEREAS**, the City currently lacks the equipment and personnel to perform the necessary computer functions and services; and

**WHEREAS**, the City Council finds and determines that the performance of this contract is in the public interest; and

**WHEREAS**, the City Council finds and determines that this contract shall not result in the loss of employment or salary by any person having permanent status in the civil service; and

**WHEREAS**, the calling for bids would serve no useful purpose because of this vendor's unique technical ability to meet the requirements; and

**WHEREAS**, pursuant to Oakland Municipal Code section 2.040.050 I(2) the City Council may waive formal bidding requirements when calling for competitive bids would be unavailing, and pursuant to Oakland Municipal Code section 2.040.050 I(5) the City Council may waive formal bidding requirements when it is in the best interests of the City; now, therefore, be it

**RESOLVED:** That pursuant to Oakland Municipal Code, Title 2, Sections 2.04.050, I(2) and (5), the City Council finds and determines that the calling for competitive bids would be unavailing and that it is in the best interests of the City to waive the formal bid requirement and authorize the City Manager or his designee to enter into an agreement with RecWare by Active.com to purchase and implement the Recware Safari System in an amount not to exceed four hundred ninety two thousand, eight hundred and nine dollars (\$492,809); plus a ten percent contingency authorization for unforeseen expenses, and to allocate funds in the amount of three hundred fifty-three thousand, two hundred twenty-four dollars (\$353,224) for additional and necessary equipment and services from third-party vendors; and, be it

**FURTHER RESOLVED:** That the City Council hereby authorizes financing through a Municipal Improvement Capital Fund loan not to exceed \$900,000 at a rate of 6.5% payable over a five year term at total amount of \$1,068,579, including interest of \$168,580 payable in semi-annual payments of \$106,837; and, be it

**FURTHER RESOLVED:** That the City Council authorizes the annual appropriation of three hundred eighty-eight thousand three hundred and seven dollars (\$388,307); pro-rated for FY00-01 in the amount of \$128,500 already included in the OPR budget; and, be it

**FURTHER RESOLVED:** That the City Council hereby authorizes the City Manager or his designee to approve any subsequent amendments to or extensions of said agreement with the exception of those related to an increase in the contract prices or the allocation of additional funds with an exception of up to 10% of the contract price, provided that such amendments or extensions shall be filed with the City Clerks Office.

IN COUNCIL, OAKLAND, CALIFORNIA, MARCH 6, 2001

**PASSED BY THE FOLLOWING VOTE:**

AYES- BRUNNER, CHANG, ~~MILY~~, NADEL, REID, WAN, SPEES, AND

PRESIDENT DE LA FUENTE *—T*

NOES- *None*

ABSENT- *None*

ABSTENTION- *None*

ATTEST: *Ceda Floyd*  
CEDA FLOYD  
City Clerk and Clerk of the Council  
of the City of Oakland, California