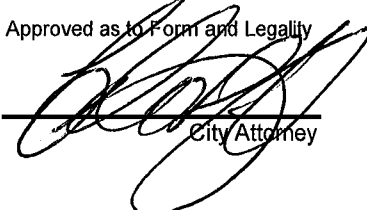


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Approved as to Form and Legality

City Attorney

OAKLAND CITY COUNCIL

RESOLUTION NO. 87105 C.M.S.

Introduced by Councilmember _____

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

**1. EXTEND THE CITYWORKS LICENSE AND MAINTENANCE
AGREEMENT WITH AZTECA SYSTEMS, LLC THROUGH MAY 31, 2022,
IN AN AMOUNT NOT TO EXCEED FOUR HUNDRED FORTY-SEVEN
THOUSAND DOLLARS (\$447,000), WITHOUT RETURN TO COUNCIL,
WITH ADDITIONAL OPTIONS TO:**

- I. EXPAND THE LICENSE AND MAINTENANCE
AGREEMENT FOR ADDITIONAL SOFTWARE PRODUCTS
& LICENSES IN AN AMOUNT NOT TO EXCEED THREE
HUNDRED THOUSAND DOLLARS \$300,000 FOR THE TERM
OF THE CONTRACT WITHOUT RETURN TO COUNCIL;
AND**
- II. ENTER INTO LICENSE, MAINTENANCE, HOSTING,
PURCHASE, AND/OR PROFESSIONAL SERVICES
AGREEMENT(S) WITH AZTECA SYSTEMS LLC OR THEIR
AUTHORIZED BUSINESS PARTNER(S) IN AN AMOUNT
NOT TO EXCEED FOUR HUNDRED THOUSAND DOLLARS
\$400,000 FOR THE TERM OF THE CONTRACT FOR
PROFESSIONAL SERVICES AND/OR PRODUCTS THAT
ENHANCE CITYWORKS THROUGH ADDITIONAL
FUNCTIONALITY, WITHOUT RETURN TO COUNCIL; AND**

**2. WAIVE THE COMPETITIVE PROPOSAL SOLICITATION
REQUIREMENT FOR THE ABOVE LISTED AGREEMENTS.**

WHEREAS, Cityworks is the software that the City of Oakland uses to manage all work performed on the City's infrastructure assets, and is the tool that is used to track service requests made to OAK311 (the Oakland Call Center); and

WHEREAS, the City of Oakland Public Works Department ("OPW") and Department of Transportation ("DOT") have successfully used the software since 2009 to generate and track service requests and work orders; track labor, equipment, and materials needed for the repair and maintenance of the City's assets; calculate performance measures and respond to records requests; close the loop with the public; demonstrate compliance with sewer Consent Decree requirements; and interface with the SeeClickFix mobile application; and

WHEREAS, particularly as OAK311 expands, it is necessary to expand Cityworks use beyond OPW and DOT; and

WHEREAS, improved efficiencies and asset management can be achieved via additional Cityworks technologies for mobile work, cloud-based computing, and data visualization and analysis; and

WHEREAS, City Council Resolution No. 80847 C.M.S. (September 18, 2007) authorized the purchase and implementation of the Cityworks software for OPW/DOT following a competitive Request for Proposals process, and

WHEREAS, City Council Resolution 82678 C.M.S. (April 20, 2010) and City Council Resolution 84161 C.M.S. (December 18, 2012), authorized the City Administrator to continue with an annual contract extension and make payment for on-going maintenance and support, including regular software updates, trouble-shooting and consultation related to the use of the software; and

WHEREAS, the most recent agreement with Azteca Systems covers the 5-year period ending May 31, 2018 and covers use by OPW/DOT for the core software, but only allows 12 City staff outside of OPW/DOT to use Cityworks, and does not provide access to the many new products & licenses that are now available via a “Cityworks Server AMS Standard Enterprise License Agreement (ELA)”;

WHEREAS, the “Cityworks Standard Enterprise License Agreement (ELA)” will allow use of Cityworks by all City departments, which is necessary for expansion of OAK311, and will also allow use of technologies that are not available with the current license, such as new mobile options, a “Storeroom” for materials, tools specific to asset management analytics, tools to enable public-facing GIS visualization of data, and use of Application Programming Interfaces (APIs) with commercially available Cityworks-centric applications that are licensed and maintained by authorized Cityworks partners; and

WHEREAS, the license will include all departments at the City of Oakland with the exception of the Oakland International Airport; and

WHEREAS, OMC Section 2.04.042 requires a multiple-step solicitation process for the combined purchase of products and professional services by soliciting proposals, requiring vendor demonstrations when appropriate and feasible, and evaluating and rating proposals and performance in demonstrations on the basis of uniform criteria to be determined by the City Administrator on a case-by-case basis, for the purchase of supplies, equipment, and computer software; and

WHEREAS, OMC sections 2.04.042 D permits the City Council to waive the multiple-step solicitation process upon a recommendation of the City Administrator and a finding and determination that it is in the City's best interest to do so; and

WHEREAS, the City Administrator recommends that the Council make a finding and determination to waive the requirements of OMC section 2.04.042 and authorize the City Administrator to enter into an Agreement with Azteca Systems LLC., or their authorized business partners; and

WHEREAS, staff believes that it is in the best interest of the City to waive the competitive multiple-step solicitation process requirement based on the factors outlined in the staff report, including the fact that Cityworks is already a core technology system within the Oakland Public Works Department and Department of Transportation, and to pivot to a different contractor with a new system would cause significant disruption to operations, as well as detrimental fiscal impact to fund the capital investment needed to implement a new system; now, therefore be it

RESOLVED, That the City Council hereby authorizes the City Administrator, or Designee, to
1. Extend The Cityworks License And Maintenance Agreement With Azteca Systems, LLC Through May 31, 2022, In An Amount Not To Exceed Four Hundred Forty-Seven Thousand

Dollars (\$447,000), Without Return To Council, With Additional Options To: I. Expand The License And Maintenance Agreement For Additional Software Products & Licenses In An Amount Not To Exceed Three Hundred Thousand Dollars \$300,000 Over The Term Of The Contract Without Return To Council; And II. Enter Into License, Maintenance, Hosting, Purchase, And/Or Professional Services Agreement(s) With Azteca Systems LLC Or Their Authorized Business Partner(s) In An Amount Not To Exceed Four Hundred Thousand Dollars \$400,000 For The Term Of The Contract For Professional Services And/Or Products That Enhance Cityworks Through Additional Functionality, Without Return To Council; And 2. Waive The Competitive Proposal Solicitation Requirement For The Above Listed Agreements; and 2. Pursuant to OMC Section 2.04.042 D, the City Council hereby finds and determines that it is in the best interests of the City to waive the multiple-step solicitation process requirements and authorizes entering into The Above Listed Agreements; and be it

FURTHER RESOLVED, That funds for the license and maintenance agreement are available in the Grant Clearing (Overhead) Fund (7760), PWA and DOT Overhead Clearing Projects (1001288)/(1003336) in FY2018-FY2019, appropriations will be included in the budget contingent upon the availability of funding for the future years of the contract from FY2020-FY2022; and be it

FURTHER RESOLVED, That funds for Optional additional products, licenses, and/or services from Cityworks or their business partners, not to exceed \$700,000 for the term of the contract, would come from departmental budgets; the specific funding would be determined by the organization(s) who need the additional products, licenses and/or services; and be it

FURTHER RESOLVED, That the City Administrator is hereby authorized to execute any amendments or modifications to said agreement 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.

MAR 20 2018

IN COUNCIL, OAKLAND, CALIFORNIA, _____


PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, CAMPBELL WASHINGTON, GALLO, GIBSON MCELHANEY, GUILLEN, KALB, KAPLAN, AND PRESIDENT REID 4

NOES - 0

ABSENT - 0

ABSTENTION - 0

ATTEST: 

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