



City Attorney's Office

OAKLAND CITY COUNCIL

RESOLUTION NO. _____ C.M.S.

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR OR DESIGNEE TO EXECUTE A CONVEYANCE AGREEMENT BETWEEN RESOURCE DEVELOPMENT ASSOCIATES (RDA) AND THE CITY OF OAKLAND TO TRANSFER FROM RDA TO THE CITY OF OAKLAND ALL SARANET SYSTEM INTELLECTUAL PROPERTY RIGHTS FOR THE SUM OF ONE (1) DOLLAR.

WHEREAS, the Oakland Police Department (OPD) is committed to supporting problem-solving techniques to proactively address public safety issues such as crime, social disorder, and fear of crime; and

WHEREAS, the Public Safety and Services Violence Prevention Act of 2014 (Measure Z), was approved by the Oakland voters in November 2014, and provides over twenty-four million dollars annually for ten years for violence prevention programs, police officers, fire services, and evaluation services; and

WHEREAS, Measure Z funding supports OPD's geographic policing through the five OPD police areas of the City of Oakland, including the City's Ceasefire Strategy, the use of crime reduction teams, and community resource officers; and

WHEREAS, community resource officers, or CROs serve as direct points of contact to engage in addressing crime and complex neighborhood issues;

WHEREAS, using Measure Y (predecessor parcel and parking tax to Measure Z) funds, the City executed a contract with Resource Development Associates (RDA) in 2008 for evaluation services and in that contract, RDA developed the SARANet database which is an internal web-based information management system following the SARA model (Scanning, Analysis, Response, and Assessment model) of community policing which allowed PSOs to record and track their community policing projects in their respective beats and provided data for OPD to keep track of PSO activities; and

WHEREAS, the SARANet system has become an important tool for CROs to track and document problem solving activity as well as for OPD supervisors to assess CRO activity; and

WHEREAS, RDA continues to use SARANet data as part of their overall 2017-2020 three-year OPD Measure Z evaluation contract; and

WHEREAS, pursuant to Resolution No. 84892 C.M.S., the City executed a contract with RDA for \$60,000 to provide additional maintenance and upgrades to the SARAnet database from January 2014 to December 2014, including a no-cost extension through June 30, 2015; and

WHEREAS, pursuant to Resolution No. 85903 C.M.S., the City amended the contract to add \$35,000 to the contract and extend the dates to December 31, 2016; and

WHEREAS, the City Council adopted Resolution No. 87968 C.M.S. on December 10, 2019 which authorized the City Administrator or designee to execute a contract with RDA to provide maintenance and upgrades to the SARAnet system, for a total not to exceed seventy thousand dollars (\$70,000) for the period of January 1, 2020 through December 31, 2020, as well as four discretionary one-year extensions for up to fifteen thousand dollars (\$15,000) annually, for a total contract not to exceed one hundred thirty thousand dollars (\$130,000) for the period of January 1, 2020 through December 31 2024; and be it

WHEREAS, the report accompanying Resolution No. 87968 C.M.S. (which was presented to the Public Safety Committee on December 3, 2019 the City Council on December 10, 2019) explains that the Information Technology Department “(ITD) staff plan to assess the best options for maintaining the system but cannot currently maintain system updates or modify the system without RDA staff,” and

WHEREAS, since the passage of Resolution No. 87968 C.M.S., ITD has implemented technology tools that will now allow a more efficient process for managing, maintaining, and even rebuilding basic database systems, and

WHEREAS, RDA has employed technology personnel familiar with the computer code foundation of the SARAnet system, but no longer plans to provide database maintenance services, and now wishes to convey to the City the entirety of its proprietary rights in SARAnet such that the City will become the sole, exclusive owner of the rights to SARAnet; and

WHEREAS, the new contract between RDA and the City of Oakland for final upgrades to the SARAnet system includes language requiring the participation of RDA staff in assisting ITD staff with the technical transfer requirements; therefore be it

RESOLVED: that the City Administrator or designee is authorized to execute a conveyance agreement between RDA and the City of Oakland to transfer from RDA to the City of Oakland all SARAnet System intellectual property rights as defined in the conveyance agreement attached to the report accompanying this resolution (see **Attachment A**) for the sum of one (1) dollar; and be it

FURTHER RESOLVED: that by this conveyance agreement, RDA further avers and covenants that the Intellectual Property includes the permission of the applicable authors retained by RDA and all transfer documents and other instruments necessary or desirable to effect the transfer of the Intellectual Property to City; and be it

FURTHER RESOLVED: That contract funds will be allocated from Fund (2252), Information Technology Unit Org. (108630), Account (55214), Project Measure Z-OPD (1001323), Agency-wide Administrative Program (PS01); and be it

FURTHER RESOLVED: That the City Administrator or designee is authorized to conduct all negotiations, applications, agreements, extensions and related actions consistent with the purposes of this Resolution; and be it

FURTHER RESOLVED: That the City Attorney shall review and approve the agreement as to form and legality; and be it

FURTHER RESOLVED: That a copy of each fully executed agreement shall be placed on file with the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA,

PASSED BY THE FOLLOWING VOTE:

AYES - FORTUNATO BAS, GALLO, GIBSON MCELHANEY, KALB, REID, TAYLOR, THAO AND PRESIDENT KAPLAN

NOES -

ABSENT -

ABSTENTION -

ATTEST: _____

ASHA REED
Acting City Clerk and Acting Clerk of the
Council of the City of Oakland, California