Approved as to Form and Legality

Oakland City Attorney's Office

2006 MAR 14 PH 7: 39

## OAKLAND CITY COUNCIL RESOLUTION NO. 79830 C.M.S

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO PROCURE FROM GRANICUS, INC. ENHANCED WEB-BASED VIDEO SOFTWARE AND HARDWARE AND INSTALLATION IN AN AMOUNT NOT TO EXCEED \$78,000, AND TO ENTER INTO A MANAGED SERVICES CONTRACT WITH GRANICUS INC. IN AN AMOUNT NOT TO EXCEED \$36,000 PER YEAR

WHEREAS, the Finance and Management Agency and Office of the City Clerk are working to update and improve the service and reliability of meetings and records; and

WHEREAS, the implementation of an enhanced Web-based video content can improve public access; and

WHEREAS, the use of enhanced web-based video archiving software, hardware and services will improve services to both City staff and the public; and

WHEREAS, the use of web-based training will improve the skills of City staff; and

WHEREAS, the use of public service announcements and training will improve the public's knowledge and preparedness; and

WHEREAS, Granicus Inc will be the prime vendor for the system upgrade and the City of Oakland will manage the overall project; and

WHEREAS, funding is available for the purchase of software and hardware in the following amounts and fund sources - - \$42,000 in the CIP Reserve Fund (5510), in Project Nos. C274810 & C274910, and \$36,000 in the General Purpose Fund (1010); City Clerk Org (03121); in Account 54916; and

WHEREAS, funding for the managed services contract is available in the following amounts and fund sources - - \$18,000 in the General Purpose Fund (1010); FMA – ITD Org (46331); Service Contracts Account (54612), and \$18,000 in the Redevelopment Projects Fund (7780), Marketing Division Org (63011), Misc. Operating Expensed Account (52921), Project P58510; and

WHEREAS, the City lacks the technical resources, equipment and automated tools to accomplish this project; and

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

WHEREAS, the City has also reviewed the bidding obtained by several cities (including San Jose, California) and has found that the bid price is based on consistent fixed material pricing; and

WHEREAS, the City finds that the contract with Granicus Inc. 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 hereby finds and determines that: (1) pursuant to Chapter 2.04, Article I, section 2.04.050.I.5, it is in the best interests of the City to waive bidding requirements of 2.04.050 and authorize the City Administrator to procure enhanced web-based video software and hardware from Granicus, Inc. for a one time cost not to exceed \$78,000; and (2) pursuant to Chapter 2.04, Article I, section 2.04.051, that it is in the best interests of the City to waive the requirement for an RFP or RFQ process, and therefore authorize the City Administrator to execute a contract with Granicus Inc for technical and managed services; in annual amount not to exceed \$36,000 per year; and be it

FURTHER RESOLVED: That the City Administrator or her designee is hereby authorized to execute and deliver any and all agreements, and is hereby authorized to approve any subsequent amendments to or extensions of said Agreement with the exception of those related to an increase in the contract price or the allocation of additional funds provided that such amendments or extensions shall be filed with the City Clerk's office; and be it

FURTHER RESOLVED: That the contract shall be reviewed and approved by the City Attorney's Office for form and legality prior to execution, and a copy shall be placed on file with the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA,	APR	4 2006	, 2006
PASSED BY THE FOLLOWING VOTE:			
AYES-BROOKS, BRUNNER, CHANG, KERN PRESIDENT DE LA FUENTE — 🖔	IGHAN,	NADEL, QU	AN, REID, AND
NOES-O ABSENT-O			
ABSENT-			
ABSTENTION-			

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

LaTonda Simmons

ATTEST:/(I)/18 AU S/MMON!)