

OAKLAND CITY COUNCIL

RESOLUTION NO. _____ C.M.S.

RESOLUTION:

(1) AUTHORIZING THE CITY ADMINISTRATOR TO ENTER INTO A TWO (2) YEAR CONTRACT WITH LAW ENFORCEMENT TECHNOLOGY SOLUTIONS (LETS), FOR THE PERIOD COMMENCING UPON CONTRACT SIGNING, IN THE AMOUNT OF ELEVEN THOUSAND ONE HUNDRED TWENTY-FOUR DOLLARS AND SEVENTY-SIX CENTS (\$11,124.76), AND TO EXTEND THE AGREEMENT FOR UP TO TWO ADDITIONAL YEARS IN AN AMOUNT NOT TO EXCEED ELEVEN THOUSAND FOUR HUNDRED FIFTY-EIGHT DOLLARS AND FIFTY CENTS (\$11,458.50), WITHOUT RETURNING TO CITY COUNCIL, FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED TWENTY-TWO THOUSAND FIVE HUNDRED EIGHTY-THREE DOLLARS AND TWENTY-SIX CENTS (\$22,583.26); AND

(2) WAIVING THE COMPETITIVE MULTIPLE STEP SOLICITATION PROCESS AND THE LOCAL/ SMALL LOCAL BUSINESS ENTERPRISE REQUIREMENTS

WHEREAS, the Surveillance Technology Ordinance (codified in relevant part at Oakland Municipal Code Section 9.64.030.1.C) requires City Council approval for new and existing surveillance technology; additionally, OMC Section 9.64.020.1 requires that, “Prior to seeking City Council approval for existing city surveillance technology under Section 9.64.030, City staff shall submit a Surveillance Impact Report (SIR) and Surveillance Use Policy (SUP) to the Privacy Advisory Commission (PAC) for its review at a regularly noticed meeting. The SIR and SUP must address the specific subject matter specified for such reports as defined under 9.64.010; and

WHEREAS, Oakland Police Department (OPD) is prohibited from acquiring any new Surveillance Technology, based on the requirements of OMC 9.64, until a SUP and SIR are reviewed by the PAC and approved by the City Council; and

WHEREAS, OPD drafted Departmental General Order I-29: LETS Enforcement Technology Systems (LETS)-Throw Phone Policy (a SUP) and an accompanying SIR, and presented these items to the PAC for feedback at regularly scheduled PAC meetings on October 3, 2024 and November 20,

2024; and

WHEREAS, on November 20, 2024, the PAC voted unanimously to recommend that the City Council approve OPD’s draft Departmental General Order I-29 and the accompanying SIR for LETS hostage throw phone; and

WHEREAS, That City Council adopted and approved OPD’s amended Departmental General Order I-29: LETS throw phone (AMC) Use Policy March 4, 2025; and

WHEREAS, funding will be available through Fund (2912) Federal Asset Forfeiture: City Share, Org. (107710) Special Operations, Account (TBD), Project (1000775) Federal Asset Forefeiture-85, and Program (PS01) Agency-Wide Administration; and

WHEREAS, the City Administrator will ensure that any contracts awarded pursuant to this resolution are of a professional and temporary nature and shall not result in the loss of employment or salary by any person having permanent status in the competitive civil service; and

WHEREAS, OMC Section 2.04.042(B) requires the City Administrator to conduct a multi-step proposal solicitation process before selecting a vendor or procuring Information Technology (“IT) systems, software or hardware and OMC Section 2.04.042D allows the City Council to waive the proposal solicitation requirements upon a finding by the Council that it is in the best interest of the City to do so; and

WHEREAS, the City Council may waive the City’s Local/Small Local Business Enterprise Program (L/SLBE) requirements pursuant to Part I of Oakland’s L/SLBE Program guidelines (Ordinance NO. 13647 C.M.S.); and

WHEREAS, the City Administrator recommends waiving the competitive multi-step solicitation process and the L/SLBE requirements and awarding a two-year contract with LETS because LETS is a sole source provider, and no other technology can directly substitute or meet the requirements and advantages of a throw phone in a critical event; now therefore be it

RESOLVED: That the City Council hereby awards a Professional Services IT Agreement to LETS in an amount not to exceed \$11,124.76 for a two-year contract period commencing upon contract signing; and be it

FURTHER RESOLVED: That the City Administrator is authorized to extend the agreement for up to two additional years in an amount not to exceed \$11,458.50 for a total contract amount not to exceed \$22,583.26; and be it

FURTHER RESOLVED: That for the reasons stated herein and in the report that accompanies this Resolution, the City Council finds it is in the best interest of the City to waive the competitive multi-step selection requirements for this agreement and so waives the requirements.; and be it

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FURTHER RESOLVED: That the City Administrator is authorized to conduct all negotiations, applications, agreements, extensions and related actions consistent with the purposes of this Resolution, except for increasing the dollar amount, without returning to Council.

IN COUNCIL, OAKLAND, CALIFORNIA,

PASSED BY THE FOLLOWING VOTE:

AYES - BROWN, FIFE, GALLO, HOUSTON, RAMACHANDRAN, UNGER, WANG, AND
PRESIDENT JENKINS

NOES –

ABSENT –

ABSTENTION –

ATTEST: _____
ASHA REED
City Clerk and Clerk of the Council of the
City of Oakland, California

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