

February 7, 2023

R-22

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Adopt a Resolution authorizing the City Manager, or designee, to execute a contract, and any necessary documents including any necessary subsequent amendments, with Mallory Safety and Supply, LLC, of Longview, WA, for Automated License Plate Recognition (ALPR) system equipment, on the same terms and conditions afforded to the County of Fairfax, VA, in total amount not to exceed \$1,208,372, until the County of Fairfax, VA, contract expires on September 30, 2023, with the option to renew for as long as the County of Fairfax contract is in effect, at the discretion of the City Manager. (Citywide)

DISCUSSION

City Council approval is requested to enter into a contract with Mallory Safety and Supply, LLC (Mallory Safety), for the purchase and delivering of Automated License Plate Recognition (ALPR) system equipment. The technology will be used to recover stolen vehicles and identify wanted vehicles involving murder, kidnapping, robbery, and other types of investigations. The Long Beach Police Department (LBPD) initially purchased Vigilant Solutions' ALPR system in 2017 to replace 3M mobile ALPR hardware that had been in use since the inception of ALPR technology in the Department. The current request will upgrade the Vigilant Solutions equipment purchased in 2017. The UASI grant funds approved for LBPD are intended to prepare the Department to address increased safety concerns related to the 2028 Olympics to be hosted in Los Angeles and Long Beach areas.

LBPD researched procurement options for public safety emergency preparedness equipment and related services, and discovered other agencies had completed open, fair, transparent, and competitive procurement processes. The City of Long Beach (City) reviewed the contract options and determined that the contract between the County of Fairfax, VA, with Mallory Safety provided the best value to the City.

Mallory Safety was selected based on their competitive pricing, service level, and breadth of product offerings. Mallory Safety partnered with Vigilant Solutions, a leader in the ALPR technology. Vigilant Solutions software is capable of ingesting information from other ALPR companies with their proprietary Law Enforcement Archival and Reporting Network (LEARN). They provide unlimited access to commercially collected license plate data, a mobile phone app, hosted data storage and sharing with other law enforcement agencies, software updates, and analytical and statistical tools. Most importantly, Vigilant Solutions

exceeds current guidelines of the Criminal Justice Information Systems (CJIS) standards which sets data security requirements for all government agencies and private entities handling criminal justice data.

The Urban Areas Security Initiative (UASI) grant program provides financial assistance to address the unique multidisciplinary planning, operations, equipment, training, and exercise needs of high-threat, high-density urban areas. It also assists in building and sustaining capabilities to prevent, protect against, respond to, and recover from threats or acts of terrorism. The UASI 2020 grant program will fund this effective investigative tool as part of the grant awarded to the City on May 4, 2021.

Technology Use and Data Privacy

As with all police systems, LBPB is committed to ensuring technology is utilized in an ethical, lawful, and responsible manner. LBPB has a firm policy and oversight mechanisms in place to protect the community's personal information and civil liberties. Only personnel trained in the use of the ALPR system, including its privacy and civil liberties protections, are authorized to access the system, and possible detection leads must be corroborated through additional official law enforcement sources. Lastly, LBPB's policy includes periodic audits and prohibits the dissemination of data for non-law enforcement purposes, including the monitoring of activities protected by the First Amendment to the Constitution.

California Senate Bill (SB) 54 and Long Beach Values Act

In accordance with California Senate Bill (SB) 54 and the City's Values Act, LBPB does not share ALPR data with agencies involved in federal immigration enforcement such as Immigration and Customs Enforcement (ICE). In June 2021, LBPB stopped sharing ALPR data with out of state and federal agencies. Additionally, LBPB implemented new agreements for sharing ALPR detection data and hotlists within Vigilant. Law enforcement agencies may only have access to LBPB'S ALPR data when they intend to comply with SB 54 and sign onto a Memorandum of Understanding agreeing to do so.

While Vigilant Solutions technology allows for sharing capabilities with other law enforcement agencies, LBPB does not allow any sharing of outside agency data without supervisor approval and a review of the request to ensure that the sharing of this information is not for immigration enforcement. This practice is being codified in the newest draft of the department's policy.

The Department continues to build upon its current policy. Most recently, the ALPR policy was reviewed by the Community Advisory Committee. During these meetings, the Committee identified areas where the present policy could be adjusted to better allay concerns of ALPR use. The policy is currently being updated to reflect recommendations from the Community Advisory Committee and best practices research.

City Charter Section 1802 provides an alternative procurement method by permitting the City to purchase or otherwise obtain services, supplies, materials, equipment, and labor with other governmental agencies. This alternative procurement method can save time and reduce costs through economies of scale by purchasing under existing contracts from other government agencies on a voluntary and selective basis, when authorized by a Resolution adopted by the City Council.

This matter was reviewed by Deputy City Attorney Arturo D. Sanchez on January 4, 2023, Purchasing Agent Michelle Wilson on December 21, 2022, and by Budget Management Officer Nader Kaamouh on December 29, 2022.

TIMING CONSIDERATIONS

City Council action to adopt a Resolution and award a contract concurrently is requested on February 7, 2023, to ensure the contract is in place expeditiously.

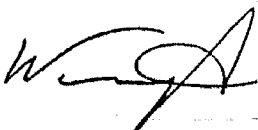
FISCAL IMPACT

The total amount of the contract will not exceed \$1,208,372. The contract costs will be offset by UASI 2020 grant funding that is currently budgeted in the General Grants Fund Group in the Police Department. This recommendation has no staffing impact beyond the normal budgeted scope of duties and is consistent with existing City Council priorities. There is no local job impact associated with this recommendation.

SUGGESTED ACTION:

Approve recommendation.

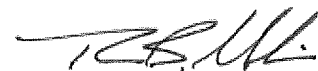
Respectfully submitted,



WALLY HEBEISH
CHIEF OF POLICE

Attachment: Resolution

APPROVED:



THOMAS B. MODICA
CITY MANAGER

1 RESOLUTION NO.
2

3 A RESOLUTION OF THE CITY COUNCIL OF THE
4 CITY OF LONG BEACH AUTHORIZING THE CITY
5 MANAGER OR DESIGNEE TO EXECUTE AN
6 AGREEMENT, AND ANY NECESSARY AMENDMENTS,
7 WITH MALLORY SAFETY AND SUPPLY, LLC TO
8 PURCHASE AUTOMATED LICENSE PLATE
9 RECOGNITION SYSTEM EQUIPMENT ON THE SAME
10 TERMS AND CONDITIONS AFFORDED TO THE COUNTY
11 OF FAIRFAX, VIRGINIA IN AN ANNUAL AMOUNT NOT TO
12 EXCEED \$1,208,372, UNTIL THE COUNTY OF FAIRFAX,
13 VIRGINIA CONTRACT EXPIRES ON SEPTEMBER 30,
14 2023, WITH THE OPTION TO RENEW FOR AS LONG AS
15 THE COUNTY OF FAIRFAX, VIRGINIA CONTRACT IS IN
16 EFFECT, AT THE DISCRETION OF THE CITY MANAGER
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18 WHEREAS, the Charter of the City of Long Beach, Section 1802, permits the
19 City to purchase services, supplies, materials, equipment and labor with other government
20 agencies by purchasing under their contracts on a voluntary and selective basis when
21 authorized by resolution; and

22 WHEREAS, the City desires the purchase and delivery of Automated License
23 Plate Recognition (ALPR) system equipment; and

24 WHEREAS, the ALPR system will be used to recover stolen vehicles, and
25 identify wanted vehicles involving murder, kidnapping, robbery, and other types of
26 investigations; and

27 WHEREAS, the Police Department initially purchased Vigilant Solutions'
28 APPR system in 2017 to replace 3M mobile ALPR hardware that was in use since the

1 inception of ALPR technology in the department and the current request will upgrade the
2 Vigilant Solutions equipment purchased in 2017; and

3 WHEREAS, the Police Department researched procurement options for
4 public safety and emergency preparedness equipment and related services and
5 discovered other agencies had completed open, fair, transparent, and competitive
6 procurement processes; and

7 WHEREAS, the City reviewed the contract options and determined that the
8 contract between the County of Fairfax, Virginia, and Mallory Safety and Supply, LLC
9 provided the best value to the City based on their competitive pricing, service level, and
10 breadth of product offerings; and

11 WHEREAS, Mallory Safety and Supply, LLC partnered with Vigilant
12 Solutions, a leader in ALPR technology; and

13 WHEREAS, the County of Fairfax, Virginia has a Contract for the purchase
14 of the Automated License Plate Recognition system equipment, Contract No. 4400008495
15 (“Contract”); and

16 WHEREAS, the City’s participation in the County of Fairfax, Virginia Contract
17 will facilitate the City’s ability to purchase as well as provide considerable cost benefits to
18 the City; and

19 WHEREAS, if the City had to utilize a formal bid process rather than
20 participate in the County of Fairfax, Virginia Contract considerably more funds would be
21 required; and

22 WHEREAS, the Urban Areas Security Initiative (UASI) grant program
23 provides financial assistance to address the unique multidisciplinary planning, operations,
24 equipment, training, and exercise needs of high-threat, high density urban areas; and

25 WHEREAS, the UASI 2020 grant program will fund this effective investigative
26 tool as part of the grant awarded to the City of Long Beach on May 4, 2021;

27 NOW, THEREFORE, the City Council of the City of Long Beach resolves as
28 follows:

1 Section 1. The above recitals are true and correct and are incorporated
2 herein by this reference.

3 Section 2. The City Manager or designee is hereby authorized to enter an
4 agreement with Mallory Safety and Supply, LLC to purchase and deliver Automated
5 License Plate Recognition, of the same type and kind identified in the County of Fairfax,
6 Virginia Contract except as modified by mutual agreement of the City and Mallory Safety
7 and Supply, LLC , and the purchase by the City shall be on the same terms and conditions
8 afforded to the County of Fairfax, Virginia in an amount not to exceed One Million Two
9 Hundred Eight Thousand Three Hundred Seventy-Two Dollars (\$1,208,372), until the
10 County of Fairfax, Virginia contract expires on September 30, 2023, with the option to
11 renew for as long as the County of Fairfax, Virginia contract is in effect, at the discretion of
12 the City Manager.

13 Section 3. This resolution shall take effect immediately upon its adoption
14 by the City Council, and the City Clerk shall certify the vote adopting this resolution.

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OFFICE OF THE CITY ATTORNEY
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I hereby certify that the foregoing resolution was adopted by the City Council
of the City of Long Beach at its meeting of _____, 2023 by the
following vote:

Ayes: Councilmembers: _____

Noes: Councilmembers: _____

Absent: Councilmembers: _____

Recusal(s): Councilmembers: _____

City Clerk