OFFICE OF THE CITY ATTORNEY CHARLES PARKIN, City Attorney 333 West Ocean Boulevard, 11th Floor Long Beach. CA 90802-4664

RESOLUTION NO RES-18-0137

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONG BEACH AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT WITH MOTOROLA SOLUTIONS, INC., WITHOUT ADVERTISING FOR BIDS, TO PROVIDE RADIO COMMUNICATIONS EQUIPMENT, IN AN AMOUNT NOT TO EXCEED \$17,700,000; AND AUTHORIZING THE CITY MANAGER TO EXECUTE A LEASE-PURCHASE AGREEMENT FOR THE FINANCING OF THE RADIO COMMUNICATIONS EQUIPMENT IN AN AGGREGATE AMOUNT NOT TO EXCEED \$23,300,000

WHEREAS, the Charter of the City of Long Beach, Section 1801, permits the City Manager to enter into a contract on behalf of the City, in writing or otherwise, without advertising for bids, for services, supplies, materials, equipment or labor for actual emergency work when authorized by resolution; and

WHEREAS, at the City Council study session on October 24, 2017, staff presented an overview of unfunded critical technology infrastructure needs, which included the replacement of public safety communications technology; and

WHEREAS, over the past year, the City of Long Beach, along with the Los Angeles Mayor's Office of Public Safety and the Federal Emergency Management Agency ("FEMA") evaluated funding alternative and priorities for FEMA and Urban Area Security Initiative ("UASI") grant funds; and

WHEREAS, UASI funds are primarily allocated to the completion of the Los Angeles-Regional Interoperable Communications System project in the term; there are also other high priority needs for UASI funds; and

WHEREAS, for these reasons, and the prevalence of the need to replace

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public safety communication technologies across the region, there is no realistic federal grant funding source available in the timeframe needed for this critical technology; and

WHEREAS, to secure the best available pricing, the City initiated and negotiated a volume pricing agreement with Motorola Solutions, Inc. ("Motorola"); and

WHEREAS, Motorola has agreed to offer the City the same terms and conditions as afforded to the County of Los Angeles in the Motorola/L.A. County master contract along with the newly negotiated enhanced pricing options available with the Motorola's Territory Los Angeles Volume Subscriber Pricing Program; and

WHEREAS, this purchase is proposed without a competitive process because the City's Police, Fire, Public Works, Disaster Preparedness, and Airport Departments rely on a Motorola based radio dispatch, radio signal, and portable/mobile radio infrastructure for day-to-day and emergency response radio communications; and

WHEREAS, the City's purchase of Motorola radios along with other Los Angeles and orange County public safety agencies will allow for better interoperability with regional resources, and could play an essential role in the City's timely response and recovery in a major disaster;

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

Section 1. The City Manager is hereby authorized to enter into a contract with Motorola Solutions, Inc., without advertising for bids, for the purchase, delivery, and implementation of radio communications equipment, for a total purchase price not to exceed Seventeen Million Seven Hundred Thousand Dollars (\$17,700,000); and to execute a lease-purchase agreement in a total aggregate amount not to exceed Twenty-Three Million Three Hundred Thousand Dollars (\$23,300,000).

This resolution shall take effect immediately upon its adoption Section 2. by the City Council, and the City Clerk shall certify the vote adopting this resolution.

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| I hereby certify that the foregoing resolution was adopted by the City Council | | | | | |
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| of the | City of Long | Beach at its meetin | g of <u>:</u> | September 11 | , 2018 by the |
| following vote: | | | | | |
| · | Ayes: | Councilmembers: | | | |
| | | | | | |
| | Noes: | Councilmembers: | None. | | |
| | Absent: | Councilmembers: | Gonzalez. | | |
| | | | ML | City Clerk | |
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