**CITY OF LONG BEACH
POLICE DEPARTMENT**

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ANTHONY W. BATTS
Chief of Police

November 23, 2004

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

SUBJECT: Resolution for Exemption From the Long Beach Municipal Code Section 2.84.010 for LiveScan Services Purchased From the California Department of Justice and for Prisoner Booking/Maintenance Services Purchased from the Los Angeles County Sheriff (Citywide)

DISCUSSION

The Financial Management Department is seeking an exemption from the requirement of Municipal Code Section 2.84.010, to increase the City Purchasing Agent's purchase authority from \$100,000 to \$200,000, solely for the purchase of 1) LiveScan fingerprint services from the California Department of Justice and 2) prisoner booking/maintenance services from the Los Angeles County Sheriff. The City is required by California Penal Code Section 11105 to pay a fee to the State for automated background checks initiated by the Police Department's LiveScan machines. The City is required by California Government Code Sections 29550 et seq. to pay the County for expenses incurred with processing city prisoners into the county jail and for the daily cost of housing city prisoners in the county jail.

In the past, Blanket Purchase Orders below the \$100,000 threshold have been established for both of these services to cover actual costs. Now, due to increased use of LiveScan and increasing county jail costs, it is anticipated that the annual amounts will exceed \$100,000 per year for each service.

The normal procedure for purchases exceeding \$100,000 would be to present the item to the City Council for authorization to enter into a contract. The situation in these two cases is unique in that these fees are required by statute without opportunity to negotiate, therefore an exemption to the Municipal Code is requested.

This Council letter was reviewed by Deputy City Attorney Richard Anthony and Budget Management Officer David Wodynski on November 2, 2004.

TIMING CONSIDERATIONS

City Council action on this matter is requested at the November 23, 2004 meeting.

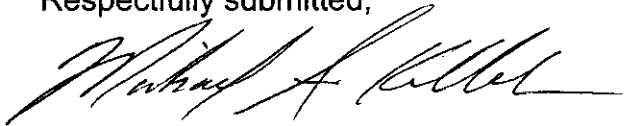
FISCAL IMPACT

Although not known at this time, actual costs will be absorbed within the Police Department's existing General Fund appropriation.

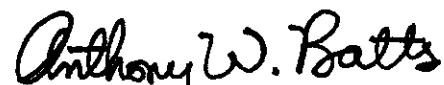
IT IS RECOMMENDED THAT THE CITY COUNCIL:

Adopt the attached resolution exempting the City Purchasing Agent from Municipal Code Section 2.84.010 and increasing the authority of the City Purchasing Agent to issue a \$200,000 purchase order solely with respect to the State of California Department of Justice for LiveScan fingerprinting services and a \$200,000 purchase order solely with respect to the Los Angeles County Sheriff for prisoner booking and maintenance charges with the written approval of and in accordance with procedures provided by the City Manager.

Respectfully submitted,



MICHAEL KILLEBREW
ACTING DIRECTOR OF FINANCIAL MANAGEMENT



ANTHONY W. BATTS
CHIEF OF POLICE

APPROVED:



GERALD R. MILLER
CITY MANAGER