

RESOLUTION 2017-050

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE A CONTRACT WITH ODIN SYSTEMS FOR A NOT-TO-EXCEED AMOUNT OF \$84,812 FOR THE RELOCATION OF ALL CITY-WIDE SURVEILLANCE EQUIPMENT FROM DOCTOR'S MEDICAL CENTER (DMC); AND APPROPRIATING \$84,812 FROM THE GENERAL FUND DESIGNATED RESERVE/CITYWIDE ANNEXATION, ECONOMIC DEVELOPMENT, TELECOM & TOD PROJECTS TO THE POLICE DEPARTMENT SPECIAL DEPARTMENT EXPENSES BUDGET (100-2110-44000-DMC-ANT) TO FUND THE PROJECT

WHEREAS, the City-wide Security Surveillance System is a policy item in the FY2015-17 City Council Priority Work plan;

WHEREAS, in 2011, the City Council determined this project is categorically exempt from the California Environmental Quality Act; Section 15303 of the CEQA Regulations;

WHEREAS, the City desires to engage a consultant to relocate all City-wide surveillance equipment from Doctors Medical Center; to include but not limited to: design, purchase, installation, implementation, integration, maintenance, testing and warranty;

WHEREAS, City of San Pablo Council Resolution 2011-058 exempted the surveillance system from the bid policy under section 3.16.110 of the Municipal Code and declared Odin Systems as the sole source, because it was for professional and specialized services that requires a combination of specialized services combined with equipment, products and training;

WHEREAS, ODIN Systems has submitted an estimated cost of \$73,520, and City purchasing guidelines allow for a 15% contingency of \$11,062 for a total not to exceed amount of \$84,812;

WHEREAS, Consultant has represented to City, and does in fact have the special training, skill, competence and expertise necessary to provide the services needed by the City; desires to enter into this Agreement with the City as an independent contractor; and is willing to render such professional services on the following terms and conditions;

WHEREAS, the City Council further finds that the purposes of provisions requiring competitive bidding in letting public contracts are to guard against favoritism, improvidence, extravagance, fraud and corruption; to prevent waste of public funds; and to obtain best economic result for public would be best obtained in this case by a sole source procurement process, given the specialized services and related equipment and because Odin Systems is familiar with the system and can best relocate the system without affecting the operations of the other cameras; and

WHEREAS, this project will include but not be limited to: design, purchase, installation, implementation, integration, maintenance, testing and warranty.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of San Pablo authorizes the City Manager to negotiate and execute a contract with Odin Systems in the amount of \$73,750 for the relocation of all City-wide surveillance equipment from Doctors Medical Center, including a 15% contingency of \$11,062 for total authorized spending of \$84,812;

BE IT FURTHER RESOLVED that \$84,812 be appropriated from the General Fund Designated Reserves/Citywide Annexation, Economic Development, Telecom & TOD Projects to the Police Department Special Department Expense budget to fund the relocation project (100-2110-44000-DMC-ANT);

BE IT FURTHER RESOLVED that the City finds it is necessary to award this contract without following competitive bidding requirements given that the project involves specialized services and related equipment; Odin is familiar with the system and can best relocate the system without affecting the operations of the other cameras; and it is the public's best interest not to competitively bid this work and to award it to Odin Systems because the nature of the subject matter of the contract is such that competitive proposals would be unavailable or would not produce advantage, and advertisement for competitive bid would thus be undesirable, impractical, or impossible (*Graydon v. Pasadena Redevelopment Agency* (1980) 104 Cal.App.3d 631; *Los Angeles Dredging Co. v. Long Beach* (1930) 210 Cal.348; *Hodgeman v. City of San Diego* (1942) 53 Cal.App.2d 610,618); *Damar Electric, Inc. v. City of Los Angeles* (1994) 9 Cal.4th 161, 173).

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Adopted this 20th day of March, 2017, by the following vote:

AYES:	COUNCILMEMBERS:	Cruz, Kinney, Morris and Valdez
NOES:	COUNCILMEMBERS:	None
ABSENT:	COUNCILMEMBERS:	Calloway
ABSTAIN:	COUNCILMEMBERS:	None

ATTEST:	APPROVED:
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/s/ Ted J. Denney
Ted J. Denney, City Clerk

/s/ Cecilia Valdez
Cecilia Valdez, Mayor