

RESOLUTION 2018-###

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO AUTHORIZING (1) APPROPRIATION OF \$117,436 FROM SUPPLEMENTAL LAW ENFORCEMENT SERVICES GRANT REVENUES TO SPENDABLE ACCOUNTS IN THE POLICE DEPARTMENT'S GENERAL FUND BUDGET (100-2110-43600 AND 100-2110-46300); (2) WAIVER OF FORMAL BID REQUIREMENTS FOR THE ACQUISITION OF THE FORCE OPTION SIMULATOR; AND 3) PURCHASE OF THE TI TRAINING LAB USE OF FORCE SIMULATOR AT A COST OF \$54,984, INCLUDING TRAINING AND SERVICES

WHEREAS, Community Outreach and Technology Improvements under the Public Safety Policy Area is an adopted policy item under the FY 2018-21 City Council Priority Work plan, effective November 1, 2017;

WHEREAS, the San Pablo Police Department has explored opportunities to enhance services, training, and operational efficiency through technology;

WHEREAS, the Training Lab TL-100 produced by Ti Training Corporation is a force option simulator in which officers can engage and react to real world scenarios which offer varying outcomes based on response;

WHEREAS, the Training Lab TL-100 will greatly benefit the San Pablo Police Department through training, operational efficiency, and community outreach;

WHEREAS, the Training Lab TL-100 system allows officers to train using department issued equipment such as handgun, rifle, pepper spray, and Taser. The Training Lab TL-100 offers Glock-22 recoil kits which use CO2 canisters to reproduce actual firing simulation while counting expended rounds and locking the slide back when the weapon is empty. This feature is also available for the AR-15 rifle. Officers can manipulate their assigned weapons without permanent modifications;

WHEREAS, currently the San Pablo Police Department issues the X2 Taser device. Many agencies in the surrounding area issue the X-26 Taser device. Both devices are available for simulation through the TL-100. Ti Training is the only simulation company authorized by TASER International to provide TASER Trainer Simulation;

WHEREAS, the Training Lab TL-100 comes with over 800+ fully branching scenarios. Each scenario is filmed using High Definition cameras. Other simulators only recently started to include HD video, and have opted to stretch old standard definition video to fit a 16x9 aspect ratio. This creates extremely distorted resolution and makes the scenarios very difficult to use, cutting the usable scenarios down to only the video filmed in HD. Ti Training is the only company providing an all high-definition (HD) library of scenarios;

WHEREAS, Ti Training Corp provides updated training scenarios frequently and Ti Training offers the option of department input for a specific scenario requested to be produced. Due to the quickly evolving trends involving police officers and use of force with technology, the benefit of receiving frequently updated content for training purposes is highly desirable;

WHEREAS, Ti Training Corp offers Master Instructor certification provides staff an opportunity to deliver this training regionally to outside agencies to create potential revenue;

WHEREAS, staff recommends that the procurement of the TL-100 Force Option Simulator through Ti Training Corp be exempted from City bidding requirements because (1) it involves specialized services combined with equipment and products, in which the City acquires and installs equipment but must also retain specialized services for consulting on use, training, installing, maintaining, and servicing the products (San Pablo Municipal Code section 3.16.110(B); and (2) the unique software attributes support the use of sole source agreements (San Pablo Municipal Code section 3.16.110(C);

WHEREAS, further competitive bidding requirements may be dispensed if the public interest is better served by doing so, as where competitive bidding would not produce an advantage. (*Graydon v. Pasadena Redevelopment Agency* (1980) 104 Cal.App.3d 631; *Los Angeles Dredging Co. v. Long Beach* (1930) 210 Cal.348.) The exception may be invoked where the product or service contracted for is of unique value and may not be obtained elsewhere (*Hodgeman v. City of San Diego* (1942) 53 Cal.App.2d 610,618);

WHEREAS, acquisition pursuant to the specialized services and equipment exception and sole source justification are met because the goods and services required to satisfy the agency's specific training needs and product integration are only manufactured and available for purchase from Ti Training Corp. Ti Training Corp is the sole developer and vendor of the proprietary recoil kits compatible with current weapons deployment (lethal and less lethal). Ti Training Corp is the only simulation company authorized by TASER International to provide TASER trainer simulation. The Ti Training Corp is the only company to provide an all HD library of scenarios which will also be updated regularly with opportunity for staff to develop our own scenarios if requested. The San Pablo Police Department has not been able to find another vendor to reliably deliver a combination equipment and service platform;

WHEREAS, on September 25, 2018, the Public Safety Standing Committee received a presentation on the proposed procurement of the TL-100 Force Option Simulator. The Committee voted to receive the presentation; and

WHEREAS, appropriating funds for the acquisition of cellular devices will enable the Police Department to better fully utilize available technology and provide greater operational efficiency. With the proven technology the Police Department already has in place, including ShotSpotter, ALPR, body-worn cameras, surveillance cameras, and Government Outreach, these cellular devices will allow staff the opportunity to deploy the associated mobile applications from their cellular devices in the field.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of San Pablo hereby authorizes the following:

- (1) Appropriation of \$117,436 from fund balance in the Supplemental Law Enforcement Services Grant Fund (210-0000-00000) to accounts 100-2110-43600 (\$62,452) and 100-2110-46300 (\$54,984);
- (2) Purchase of the Ti Training Lab Use of Force Simulator at a cost of \$54,984 and authorize staff to enter into an agreement with Ti Training Corp to provide training and services for staff relating to software and deployment of product;
- (3) Waive formal bid requirements for the purchase of the Force Option Simulator, due to (a) specialized services combined with equipment and products, in which the City acquires and installs equipment but must also retain specialized services for consulting on use, training, installing, maintaining, and servicing the products (San Pablo Municipal Code section 3.16.110(B); and (b) the unique software attributes discussed above that support the use of sole source agreements (San Pablo Municipal Code section 3.16.110(C); and
- (4) Appropriate \$62,452 for the purchase of cellular phones including anticipated data and service for issuance to Police Department personnel, following a competitive process and subsequent contract approval by the City Council.

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ADOPTED this 15th day of October, 2018, by the following vote:

AYES: COUNCILMEMBERS:
NOES: COUNCILMEMBERS:
ABSENT: COUNCILMEMBERS:
ABSTAIN: COUNCILMEMBERS:

ATTEST:

APPROVED:

Elizabeth Pabon-Alvarado, City Clerk

Genoveva Garcia Calloway, Mayor