

Mayor and Council Communication

DATE: 05/14/24

M&C FILE NUMBER: M&C 24-0415

LOG NAME: 35WEST PUBLISHING CLEAR SUBSCRIPTIONS POLICE CODE ENV WATER

SUBJECT

(ALL) Authorize Execution of Sole Source Purchase Agreements with West Publishing Corporation for CLEAR Software Subscriptions in the Total Amount of \$138,341.16 for the First Year, with Four Options to Renew for the Police Department, Environmental Services Department, Code Compliance Department, and the Water Department

RECOMMENDATION:

It is recommended that City Council authorize execution of sole source purchase agreements with West Publishing Corporation for CLEAR software subscriptions in the total amount of \$138,341.16 for the first year, with four options to renew for the Police Department, Environmental Services Department, Code Compliance Department, and the Water Department.

DISCUSSION:

This Mayor and Council Communication (M&C) requests authorization to enter into sole source purchase agreements with West Publishing Corporation for CLEAR investigative software subscriptions for the Police Department (Police), the Environmental Services Department (Environmental), the Code Compliance Department (Code), and the Water Department (Water). Upon approval of this M&C, each department will execute a sole source purchase agreement for specific CLEAR investigative software subscriptions.

Background: West Publishing Corporation is the documented sole provider of government investigation software CLEAR. CLEAR is used by Police, Environmental, Code, and Water to access public records, including identity verification and risk assessment, screening, and monitoring. CLEAR provides law enforcement users with more than 6,000,000 images of vehicles and license plates that are date/time stamped and include geo-coordinate information. Police has access through CLEAR to Real-Time Incarceration and Arrest records that are updated hourly and often contain images of the subject including physical characteristic data. CLEAR also provides Police with phone records data including detailed carrier contact information for cell phones, landlines, and VoIP. CLEAR is used by Code for residential and address searches. Environmental uses CLEAR for commercial and business records and ownership, as well as vehicle and resident records. Water Backflow Enforcement accesses real-time and historical phone numbers, utility hook-up information, and vehicle registration data.

The chart below represents annual costs for each department for the first year and four additional one-year renewal terms. Costs increase by five percent each renewal year.

Year	Police	Code	Environmental	Water	Total
Year 1	\$92,316.00	\$37,149.58	\$4,016.18	\$4,859.40	\$138,341.16
Year 2	\$96,931.80	\$39,006.88	\$4,216.96	\$5,102.40	\$145,258.04
Year 3	\$101,778.36	\$40,957.15	\$4,427.80	\$5,357.52	\$152,520.83
Year 4	\$106,867.32	\$43,005.10	\$4,649.20	\$5,625.36	\$160,146.98
Year 5	\$112,210.68	\$45,155.54	\$4,881.68	\$5,906.64	\$168,154.54
TOTAL	\$510,104.16	\$205,274.25	\$22,191.82	\$26,851.32	\$764,421.55

Funding is budgeted in the Other Contractual Services account within the General Fund and the Water and Sewer Fund for the Code Compliance, Police and Water Departments and in the Software Licenses account within the Environmental Protection Fund and the General Fund for the Environmental Services Department.

DVIN-BE: The Police Department was approved for a Chapter 252 Exemption by the City Attorney's Office, that included the Environmental Services Department, the Code Compliance Department, and the Water Department. Therefore, the business equity goal is not applicable.

ADMINISTRATIVE CHANGE ORDER: An administrative change order or increase may be made by the City Manager up to the amount allowed

by relevant law and the Fort Worth City Code and does not require specific City Council approval as long as sufficient funds have been appropriated.

AGREEMENT TERM: Upon City Council's approval, the initial term of the agreements will become effective once executed by the Assistant City Manager and will expire twelve (12) months later with options to renew.

RENEWAL OPTIONS: The agreements may be renewed for up to four (4) one-year renewal terms, at the City's option. This action does not require specific City Council approval provided that the City Council has appropriated sufficient funds to satisfy the City's obligations during the renewal period.

A Form 1295 is not required because: This contract will be with a publicly-traded business entity or a wholly-owned subsidiary of a publicly-traded business entity: Thomson Reuters West Publishing

FISCAL INFORMATION / CERTIFICATION:

The Director of Finance certifies that upon approval of the recommendation, funds are available in the current operating budget, as previously appropriated, in the General Fund, Environmental Protection Fund and in the Water & Sewer Fund. Prior to an expenditure being incurred, the Police, Code Compliance, Environment Services, and Water Departments have the responsibility to validate the availability of funds.

Submitted for City Manager's Office by: William Johnson 5806

Originating Business Unit Head: Neil Noakes 4212

Additional Information Contact: Robert A Alldredge 4131