

Mayor and Council Communication

DATE: 10/31/23

M&C FILE NUMBER: M&C 23-0905

LOG NAME: 04MOTOROLA SYSTEM UPGRADE AGREEMENT CHANGE ORDER NO6

SUBJECT

(ALL) Authorize Execution of an Amendment to the Public Safety Communications System Upgrade Agreement with Motorola Solutions, Inc., with an Increase of \$568,390.02 for the Total Cost of the Agreement Not to Exceed \$16,832,091.93 Using Houston-Galveston Area Council Contract No. RA05-21

RECOMMENDATION:

It is recommended that the City Council authorize the execution of an amendment to the Public Safety Radio Communications System Upgrade Agreement with Motorola Solutions, Inc. with an increase of \$568,390.02 for a total cost of the agreement not to exceed \$16,832,091.93 using Houston-Galveston Area Council Contract No. RA05-21.

DISCUSSION:

The City of Fort Worth has established a Public Safety Communications System that currently provides primary and mutual aid communications to more than 150 agencies in North Central Texas. Agencies external to Fort Worth that utilize the system for their primary communications help offset the system costs through user fees and allocations.

On February 28, 2023, City Council authorized a contract amendment to Motorola City Secretary Contract (CSC) 46251 through Mayor and Council Communication (M&C) 23-0138. CSC 46251 Change Order 5 was executed March 20, 2023 to increase the total amount of the contract to \$16,263,701.89. The Change Order included the removal of several agencies and applied the contractually obligated annual price adjustment based on the Consumer Price Index (CPI).

This M&C requests authorization to execute an amendment to Motorola CSC 46251 in the amount of \$568,390.02 to add new agencies to the Public Safety Communications System, remove two agencies, and update one agency's sub-site and dispatch sites using Houston-Galveston Area Council (H-GAC) Contract No. RA05-21. Upon execution of the contract amendment, the new total amount will be \$16,832,091.93.

The System Upgrade Agreement pricing will be revised as follows:

System Upgrade Agreement Price		
Year 1	2015	\$ 200,210.47
Year 2	2016	\$ 568,224.84
Year 3	2017	\$ 922,471.11
Year 4	2018	\$ 956,952.86
Year 5	2019	\$ 1,070,925.86
Year 6	2020	\$ 1,078,102.27
Year 7	2021	\$ 1,124,522.79
Year 8	2022	\$ 1,151,144.04
Year 9	2023	\$ 1,291,151.98
Year 10	2024	\$ 1,355,328.83
Year 11	2025	\$ 1,361,854.21
Year 12	2026	\$ 1,389,385.78
Year 13	2027	\$ 1,418,708.65
Year 14	2028	\$ 1,453,492.12
Year 15	2029	\$ 1,489,616.12
TOTAL		\$ 16,832,091.93

COOPERATIVE PURCHASE: State law provides that a local government purchasing an item under a cooperative purchase agreement satisfies State laws requiring that the local government seek competitive bids for purchase of the item. Cooperative contracts have been competitively bid to increase and simplify the purchasing power of local government entities across the State of Texas.

SUCCESSOR CONTRACTS: In the event the H-GAC agreement is not renewed, staff would cease purchasing at the end of the last purchase agreement coinciding with a valid H-GAC agreement. If the City Council were to not appropriate funds for a future year, staff would stop making purchases when the last appropriation expires, regardless of whether the then-current purchase agreement has expired.

The City will initially use the H-GAC contract to make purchases authorized by this M&C. The H-GAC agreement is set to expire July 31, 2024. If H-GAC RA05-21 is extended, this M&C authorizes the City to purchase similar equipment and services under the extended contract. If H-GAC RA05-21 is not extended but H-GAC executes a new cooperative contract with Motorola Solutions, Inc. and with substantially similar terms, this M&C authorizes the City to purchase the equipment and services under the new H-GAC contract. If this occurs, in no event will the City continue to purchase goods and services under the new agreement for more than three (3) years without seeking Council approval.

BUSINESS EQUITY: A goal is not assigned when purchasing from an approved purchasing cooperative or public entity.

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 TERMS: Upon City Council's approval, the existing agreement shall be amended upon execution and expire December 31, 2024, with annual renewals through December 31, 2029.

Funding is budgeted in the Other Contractual Services account of the ITS Radio Services Department's Info Technology Systems Fund.

FISCAL INFORMATION / CERTIFICATION:

The Director of Finance certifies that funds are available in the current operating budget, as previously appropriated, in the Info Technology Systems Fund to support the approval of the above recommendation and execution of the contract amendment. Prior to any expenditure being incurred, the IT Solutions Department has the responsibility to validate the availability of funds.

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