

City of Fort Worth, Texas

# Mayor and Council Communication

**DATE:** 08/08/23

**M&C FILE NUMBER:** M&C 23-0615

**LOG NAME:** 04VISTACOM EVENTIDE RECORDER UPGRADE

## **SUBJECT**

(ALL) Authorize an Amendment to City Secretary Contract No. 54773 with Digital Markets Inc. dba VistaCom to Increase the Contract Amount by \$75,650.00 to Upgrade Software and Add Maintenance Costs Using a Cooperative Agreement for a Total Contract Amount of \$406,161.00 for the Police Department through the Information Technology Solutions Department

## **RECOMMENDATION:**

It is recommended that the City Council authorize an amendment to City Secretary Contract No. 54773 with Digital Markets Inc. dba VistaCom to increase the contract amount by \$75,650.00 to upgrade software and add maintenance costs using a cooperative agreement for a total contract amount of \$406,161.00 for the Police Department through the Information Technology Solutions Department.

## **DISCUSSION:**

On July 16, 2020, through Mayor and Council Communication (M&C) 20-0425, the City Council authorized execution of an agreement with Digital Markets Inc. dba VistaCom for the purchase of a radio traffic recording system using cooperative agreement General Services Administration (GSA) Schedule No. GS-35F-0415V, in the amount of \$252,606.00.

On October 20, 2020, through M&C 20-0741, the City Council authorized the department to change the listed cooperative agreement from GSA Schedule No. GS-35F-0415V to Houston-Galveston Area Council (HGAC) Contract No. RP07-20.

On November 2, 2020, the City executed City Secretary Contract (CSC) 54773 in the amount of \$257,593.00. On March 12, 2021, CSC 54773 Amendment No. 1 was executed to add equipment and professional services to the Eventide Recorder system in the amount of \$19,720.00 and document a total contract amount of \$277,313.00.

On January 28, 2022, the City executed CSC 54773 Amendment No. 2 in the amount of \$53,198.00 for annual maintenance and support for the Eventide Recorder system. The total amount of the contract is currently \$330,511.00.

Motorola requires the City to upgrade the Public Safety Communications System every two years to the newest version for stability and security purposes. The Eventide Recorder system that records all Police Department radio traffic will not work when the Motorola radio update occurs without updating the Eventide integration software. Recordings are used for quality assurance in Communications, as well as pursuit investigations and re-creations, court cases, and Freedom Of Information Act requests. Without the software upgrade and professional integration services provided by Vista Com, Police will not have the ability to record or review any radio traffic.

This M&C is to request authorization to execute CSC 54773 Amendment No. 3 to add Eventide NexLog software upgrade and professional services in the amount of \$21,968.00 and maintenance costs beginning February 1, 2024 through January 31, 2025 in the amount of \$53,682.00. Upon execution of CSC 54773 Amendment No. 3, the new total cost of the contract will be \$406,161.00.

Funding is budgeted in the Other Contractual Services account of the Police Communications Department's General Fund and will be budgeted in the Other Contractual Services Account of the ITS APPS Public Safety Department's Info Technology Systems Fund, once City Council approves Fiscal Year 24 Budget.

**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 items. 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 HGAC Contract No. RP07-20 is not renewed, staff would cease purchasing at the end of the last purchase agreement coinciding with a valid HGAC contract. 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 HGAC contract to make purchases authorized by this M&C. The Cooperative Contract is set to expire June 30, 2024. If HGAC Contract No. RP07-20 is extended, this M&C authorizes the City to purchase similar equipment and services under the extended contract. If HGAC Contract No. RP07-20 is not extended but HGAC executes a new cooperative contract with Digital Markets Inc. dba VistaCom and with substantially similar terms, this M&C authorizes the City to purchase the equipment and services under the new HGAC 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 TERM:** Upon City Council's approval, CSC 54773 will be amended to include costs for the necessary software upgrade and upcoming maintenance renewal. Maintenance and support for the Eventide Recorder System will begin February 1, 2024 and expire January 31, 2025.

**RENEWAL OPTIONS:** This agreement may be renewed for up to three (3) one-year renewal terms, in accordance with the underlying HGAC contract, 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 term.

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**FISCAL INFORMATION / CERTIFICATION:**

The Director of Finance certifies that funds are available in the current operating budget, as previously appropriated, in the General Fund, and upon adoption of the Fiscal Year 2024 Budget by the City Council, funds will be available in the Fiscal Year 2024 operating budget, as appropriated, in the Info Technology Systems Fund, to support the approval of the above recommendation and execution of the amendment. Prior to an expenditure being incurred, the Information Technology Solutions Department has the responsibility to validate the availability of funds.

**Submitted for City Manager's Office by:** Valerie Washington 6192

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