

# Mayor and Council Communication

DATE: 08/09/22

M&C FILE NUMBER: M&C 22-0549

LOG NAME: 04SCIENTEL MICROWAVE LIFECYCLE UPGRADE AND SUPPORT

**SUBJECT**

(ALL) Authorize Execution of a Fifth Amendment to City Secretary Contract No. 46273, Professional Services Agreement with Scientel Solutions, LLC, Using a Houston-Galveston Area Council Cooperative Contract, for Additional Maintenance Services and Upgrades to the City of Fort Worth's Public Safety Radio Microwave System at a Cost of \$3,750,000.00 for the First Five Years, with One Three-Year Renewal Option at a Cost of \$975,000.00 and One Two-Year Renewal Option at a Cost of \$650,000.00

**RECOMMENDATION:**

It is recommended that the City Council authorize the execution of a fifth amendment to City Secretary Contract No. 46273, professional services agreement with Scientel Solutions, LLC, using Houston-Galveston Area Council Cooperative Contract CW10-19, for additional maintenance services and upgrades to the City of Fort Worth's Public Safety radio microwave system at a cost of \$3,750,000.00 for the first five years, with one three-year renewal option at a cost of \$975,000.00 and one two-year renewal option at a cost of \$650,000.00.

**DISCUSSION:**

In 2011, the City Council approved Mayor and Council Communication (M&C) C-24680 to execute an agreement with Scientel Solutions, LLC, (Scientel) for the installation of a microwave system used as a critical component of the City of Fort Worth's (City) public safety radio communications system. Implementation was completed in 2012.

In 2014, the City executed City Secretary Contract No. 46273 with Scientel to provide microwave system maintenance services through 2024.

Although some components have been upgraded to current levels and all have been maintained, the remaining hardware implemented in 2012 is now aged to the point that it will no longer be supported by the manufacturer after the current maintenance contract expires.

Staff recommends, therefore, that the hardware refresh be incorporated into the existing maintenance agreement, and that the maintenance period be extended through 2032. Under this arrangement, the hardware will be replaced over a period of three years beginning in 2023. The City's cost will not increase until Fiscal Year 2023. The increased cost will be shared with external agencies utilizing Fort Worth's radio system through an increase in the annual fees charged to those agencies. The total increase in cost over the term of the contract through 2032 will be \$4,860,315.73.

	Year	Current	Proposed
Year 1	2015	\$ 210,754.15	\$ 210,754.15
Year 2	2016	\$ 210,754.15	\$ 210,754.15
Year 3	2017	\$ 210,754.15	\$ 210,754.15
Year 4	2018	\$ 370,072.75	\$ 370,072.75
Year 5	2019	\$ 247,257.15	\$ 247,257.15
Year 6	2020	\$ 238,152.09	\$ 238,152.09
Year 7	2021	\$ 238,152.09	\$ 238,152.09
Year 8	2022	\$ 238,152.09	\$ 238,152.09
Year 9	2023	\$ 255,991.64	\$ 750,000.00

Year 10	2024	\$ 258,692.63	\$ 750,000.00
Year 11	2025	\$ -	\$ 750,000.00
Year 12	2026	\$ -	\$ 750,000.00
Year 13	2027	\$ -	\$ 750,000.00
Year 14	2028	\$ -	\$ 325,000.00
Year 15	2029	\$ -	\$ 325,000.00
Year 16	2030	\$ -	\$ 325,000.00
Year 17	2031	\$ -	\$ 325,000.00
Year 18	2032	\$ -	\$ 325,000.00

**COOPERATIVE PURCHASE:** State law provides that a local government purchasing an item under a cooperative purchasing 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.

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

**SUCCESSOR CONTRACTS -** In the event the Houston-Galveston Area Council (HGAC) agreement is not renewed, staff would cease purchasing at the end of the last purchase agreement coinciding with a valid HGAC 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 HGAC contract to make purchases authorized by this M&C. The Cooperative Contract is set to expire on September 30, 2023. If HGAC CW10-19 is extended, this M&C authorizes the City to purchase similar equipment and services under the extended contract. If HGAC CW10-19 is not extended but HGAC executes a new cooperative contract with Scientel Solutions, LLC and with substantially similar terms, this M&C authorizes the City to purchase the equipment and services under the new HGAC contract.

**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 this agreement shall commence upon final execution of City Secretary Contract No. 46273 Amendment No. 5 and expire December 31, 2027.

**RENEWAL OPTIONS:** The Agreement may be renewed for one additional three-year term beginning January 1, 2028 and expiring December 31, 2030 and for one additional two-year term beginning January 1, 2031 and expiring December 31, 2032.

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**FISCAL INFORMATION / CERTIFICATION:**

The Director of Finance certifies that upon approval of the recommendations and adoption of the Fiscal Year 2023 Budget by the City Council, funds will be available in the Fiscal Year 2023 operating budget, as appropriated, in the General Fund. 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

**Originating Business Unit Head:** Kevin Gunn 2015

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