

Mayor and Council Communication

DATE: 04/06/21

M&C FILE NUMBER: M&C 21-0237

LOG NAME: 13PAMEND EMERGENCY PREPAREDNESS EQUIPMENT AND SERVICES AR PD

SUBJECT

(ALL) Authorize Increase to Cooperative Agreement with Safeware, Inc. in the Amount of \$125,925.00 Per Year, for a Total Annual Amount of \$225,925.00 for Public Safety and Emergency Preparedness Equipment and Related Service for City Departments

RECOMMENDATION:

It is recommended that the City Council authorize an increase to the cooperative agreement with Safeware, Inc. in the amount of \$125,925.00 per year, for a total annual amount of \$225,925.00 for public safety and emergency preparedness equipment and related services for City Departments using OMNIA Partners, Public Sector Contract No. 4400008468.

DISCUSSION:

On February 28, 2019, the Information Technology Solution Department contacted the Purchasing Division to enter into an Omnia Partners, Public Sector contract with Safeware, Inc. Purchasing's Assistant Director authorized an agreement in the amount of \$100,000.00 for public safety and emergency preparedness equipment. February 2020, the Information Technology Solution Department authorized the Police Department to utilize the agreement to make their own procurements. The agreement allows the Police Department's Special Weapons and Tactic (SWAT) Unit to purchase equipment used during emergency situations such as terroristic threats, hostage rescue, perimeter clearing, and any other crisis situations.

On January 2021, the Police Department contacted the Purchasing Division requesting assistance to increase the authority under the agreement by \$125,925.00 for a new annual total agreement amount of \$225,925.00. The increase in contract authority will allow the SWAT Unit to continue to purchase additional equipment for personnel such as the Avon Combination System Powered Air Purifying Respirator that's capable of providing respiratory protection, and a second SAN Hydraulic Breaching Tool Kit which is designed to ease and expedite the ability of SWAT breachers to gain access to any structure. Both procurements estimating to be over \$100,000.00.

The Department will be using funds from their Homeland Security Grant Program-Urban Area Security Initiative (HSGP-UASI) in order to pay for these expenditures.

A MBE/SBE goal is not assigned when purchasing from an approved purchasing cooperative or public entity.

This agreement will end on September 30, 2023 to correspond with the term of the Omnia Partners, Public Sector cooperative contract.

This agreement may be renewed in accordance with the terms and conditions of OMNIA Partners, Public Sector Contract No. 4400008468 or applicable successive OMNIA Partners, Public Sector contracts for the same services at the City's option. This action does not require specific City Council approval provided that City Council has appropriated sufficient funds to satisfy the City's obligations during the renewal terms.

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. Omnia Partners, Public Sector Contracts have been competitively bid to increase and simplify the purchasing power of government entities.

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.

In the event that a cooperative agreement is not renewed, staff would cease making purchases at the end of the last purchase agreement coinciding with the valid cooperative agreement. If the City Council were to not appropriate funds for a future year, staff would cease making purchases when the last appropriation expires, regardless of whether the then-current purchase agreement has expired. If the cooperative contract is extended, this Mayor and Council Communication (M&C) authorizes the City to purchase similar products and services under the extended contracts. If the cooperative contract is not extended, but a new cooperative contract is executed with Safeware, Inc. with substantially similar terms as the previous cooperative contract, this M&C authorizes the City to purchase the services under the new cooperative contract.

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 the Grants Operating Federal Fund to support the approval of the above recommendation and the increase to the cooperative agreement. Prior to any expenditure being incurred, the Police Department has the responsibility to validate the availability of funds.

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