

RESOLUTION NUMBER R- 312764

DATE OF FINAL PASSAGE DEC 12 2019

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING EXECUTION OF THE THIRD AMENDMENT TO THE AUTHORIZED USER AGREEMENT FOR THE NASPO VALUEPOINT COOPERATIVE PROCUREMENT AGREEMENT BETWEEN THE CITY OF SAN DIEGO AND CELLCO PARTNERSHIP D/B/A VERIZON WIRELESS FOR CELLULAR EQUIPMENT AND SERVICES.

WHEREAS, effective as of June 6, 2017, the City of San Diego (City) entered into the Authorized User Agreement with Cellco Partnership d/b/a Verizon Wireless for use of the NASPO ValuePoint Cooperative Procurement Agreement for cellular services and equipment (Agreement); and

WHEREAS, the First Amendment to the Agreement was approved by Council Resolution R-311743, and made effective on June 11, 2018; and

WHEREAS, the Second Amendment to the Agreement was approved by Council Resolution R-312490, and made effective on June 13, 2019; and

WHEREAS, as provided for in Section 22.3208 of the San Diego Municipal Code, the City's Purchasing Agent certified in writing that use of the NASPO ValuePoint Cooperative Procurement Agreement is in the City's best interests, to the City's economic advantage, and the agency's contract was awarded using a process that complies with the City's policies, rules, and regulations; and

WHEREAS, the City now wishes to increase the Agreement's not-to-exceed amount to a total of \$11,650,000 during the full term of the Agreement, extend the term of the Agreement through December 31, 2020, and to otherwise modify the Agreement in accordance with the terms and conditions set forth in the Third Amendment to the Agreement; NOW, THEREFORE,

BE IT RESOLVED, by the City Council of the City of San Diego, that the Mayor or his designee is hereby authorized to execute, for and on behalf of the City, the Third Amendment to the Authorized User Agreement for the NASPO Value Point Cooperative Procurement Agreement between the City of San Diego and Cellco Partnership dba Verizon Wireless, extending the term of the Agreement through December 31, 2020, increasing the Agreement's not-to-exceed amount to \$11,650,000 during the full term of the Agreement, and otherwise modifying the Agreement pursuant to the terms and conditions contained in the Third Amendment to the original Agreement on file in the Office of the City Clerk as Document No. RR- 312764.

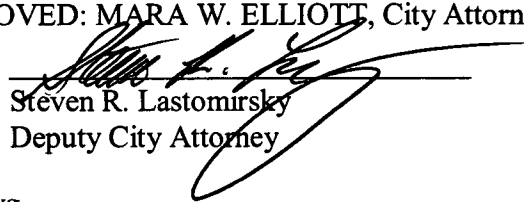
BE IT FURTHER RESOLVED, that the Chief Financial Officer is hereby authorized to expend an amount not to exceed \$11,650,000 over the full term of the Agreement for funding Verizon Wireless services and equipment, contingent upon adoption of the annual Appropriation Ordinance for the applicable fiscal year, and contingent upon the Chief Financial Officer furnishing one or more certificates certifying that funds necessary for expenditure are, or will be, on deposit with the City Treasury.

BE IT FURTHER RESOLVED, that the Agreement, as amended, is exempt from the California Environmental Quality Act (CEQA) because this activity is not a "project" pursuant to CEQA Guidelines Section 15378(c) as it is a subsequent discretionary action, and therefore not considered to be a separate project for purposes of CEQA review. The activity would amend the current Agreement to extend the term of the Agreement and to increase the not-to-exceed amount on the Agreement to ensure the continuity of business-critical wireless phone and data communications for public safety and City departments, which on its own accord will not result in a direct or reasonably foreseeable indirect physical change in the environment.

Therefore, this activity is not subject to CEQA pursuant to CEQA Guidelines Section 15060(c)(3).

APPROVED: MARA W. ELLIOTT, City Attorney

By


Steven R. Lastomirsky
Deputy City Attorney

SRL:jvg

11/6/19

Or.Dept:Department of Information Technology

CC No. N/A

Doc. No.: 2219814

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of DEC 10 2019.

ELIZABETH S. MALAND
City Clerk

By


Deputy City Clerk

Approved:

12/12/19
(date)


KEVIN L. FAULCONER, Mayor

Vetoed:

(date)

KEVIN L. FAULCONER, Mayor

Passed by the Council of The City of San Diego on DEC 10 2019, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Barbara Bry	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jennifer Campbell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Chris Ward	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Monica Montgomery	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mark Kersey	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Chris Cate	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Scott Sherman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Vivian Moreno	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Georgette Gómez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage DEC 12 2019.

(Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)

AUTHENTICATED BY:

KEVIN L. FAULCONER
Mayor of The City of San Diego, California.

(Seal)

ELIZABETH S. MALAND
City Clerk of The City of San Diego, California.

By *Stacy Broad*, Deputy

Office of the City Clerk, San Diego, California

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