

#53
04/25/2023

(O-2023-131)

ORDINANCE NUMBER O- 21637 (NEW SERIES)

DATE OF FINAL PASSAGE MAY 08 2023

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING THE FIRST AMENDMENT TO THE AGREEMENT WITH ENFORCEMENT SUPPORT AGENCY, LLC, AZ TO PROVIDE CONSULTANT SERVICES SUPPORTING THE COMPUTER AIDED DISPATCH AND RELATED COMPUTER SYSTEMS OF THE SAN DIEGO POLICE DEPARTMENT.

WHEREAS, in August 2018, the City entered into an agreement with Enforcement Support Services, Inc. (ESS) for consultant services related to the San Diego Police Department's (SDPD) computer aided dispatch system and related subsystems, interfaces, database applications, and networks (Agreement); and

WHEREAS, ESS solely developed many of SDPD's critical computer systems, and interfaces with other systems, and continued support is essential to promote public safety; and

WHEREAS, in 2021, the owner of ESS formed Enforcement Support Agency, LLC, AZ (ESA); and

WHEREAS, effective July 1, 2023, the Agreement with ESS will be assigned to ESA, with the approval of the Purchasing and Contracting Department; and

WHEREAS, on March 14, 2018, the Purchasing Agent certified that the award of a sole source contract, sole source number 3164, was necessary and strict compliance with a competitive process would be unavailing because of the specialized skills, abilities and knowledge offered by ESS and not available from another vendor; and

WHEREAS, on March 1, 2023, the Purchasing Agent approved an extension of sole source number 3164 for up to five additional years; and

WHEREAS, SDPD now wishes to extend the Agreement with ESA for an additional two years with three additional one-year options, bringing the Agreement to a total potential term of ten years; and

WHEREAS, SDPD also wishes to increase the not to exceed amount of the Agreement by \$1,092,000 for a total not to exceed amount of \$2,184,000 over the potential ten-year term of the Agreement; and

WHEREAS, the Office of the City Attorney has drafted this ordinance based on the information provided by City staff, with the understanding that this information is complete, true, and accurate; and

WHEREAS, under San Diego Charter section 99, no contract, agreement, or obligation extending for a period of more than five years may be authorized except by Ordinance approved by two-thirds majority vote of the City Council; NOW, THEREFORE,

BE IT ORDAINED, by the Council of the City of San Diego, as follows:

Section 1. That the Mayor, or his designee, is authorized to execute, for and on behalf of said City, the First Amendment to the Agreement with Enforcement Support Agency, LLC, AZ, extending the Agreement for two years with three additional one-year options, for a total potential term of ten years, and increasing the total not to exceed amount to \$2,184,000, on file in the office of the City Clerk as Document No. OO 21637

Section 2. That the Chief Financial Officer is authorized to expend an additional \$1,092,000 for a total not to exceed amount of \$2,184,000 over the full term of the Agreement, from General Fund 100000, for the purpose of executing this First Amendment, contingent upon the 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 Treasurer.

Section 3. That a full reading of this ordinance is dispensed with prior to passage, a written copy having been made available to the Council and the public prior to the day of its passage.

Section 4. That this ordinance shall take effect and be in force on the thirtieth day from and after its final passage.

APPROVED: MARA W. ELLIOTT, City Attorney

By Michelle A. Garland
Michelle A. Garland
Chief Deputy City Attorney

MAG:hm:jdf
02/23/2023
Or.Dept: PSE
Doc. No.: 3229074

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of APR 25 2023.

DIANA J.S. FUENTES
City Clerk

By Connie Patterson
Deputy City Clerk

Approved: 5/5/23
(date)

Todd Gloria
TODD GLORIA, Mayor

Vetoed: _____
(date)

TODD GLORIA, Mayor

(NOTE: The date of final passage is May 8, 2023, which represents the date this ordinance was returned to the Office of the City Clerk with the Mayor's signature of approval.)

Passed by the Council of The City of San Diego on APR 25 2023, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Joe LaCava	<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"/>
Stephen Whitburn	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Monica Montgomery Steppe	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marni von Wilpert	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kent Lee	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Raul A. Campillo	<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"/>
Sean Elo-Rivera	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage MAY 08 2023

AUTHENTICATED BY:

TODD GLORIA
Mayor of The City of San Diego, California.

(Seal)

DIANA J.S. FUENTES
City Clerk of The City of San Diego, California.
By [Signature] for Connie Patterson, Deputy

I HEREBY CERTIFY that the foregoing ordinance was not finally passed until twelve calendar days had elapsed between the day of its introduction and the day of its final passage, to wit, on

APR 11 2023, and on MAY 08 2023.

I FURTHER CERTIFY that said ordinance was read in full prior to passage or that such reading was dispensed with by a vote of five members of the Council, and that a written copy of the ordinance was made available to each member of the Council and the public prior to the day of its passage.

(Seal)

DIANA J.S. FUENTES
City Clerk of The City of San Diego, California.
By [Signature] for Connie Patterson, Deputy

Office of the City Clerk, San Diego, California
Ordinance Number O- 21637