

RESOLUTION NO. 2023-192

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE DISPENSING WITH THE FORMAL REQUEST FOR PROPOSAL PROCEDURE PURSUANT TO ELK GROVE MUNICIPAL CODE SECTION 3.42.140(B)(3) AND AUTHORIZING THE CITY MANAGER TO EXECUTE AN AMENDMENT TO CONTRACT NO. C-20-572 WITH MARK43, INC., TO ADD THE MARK43 ON-SCENE MOBILE FIELD COLLECTION APP AND ADDITIONAL LICENSES FOR THE COMPUTER AIDED DISPATCH SYSTEM AND RECORDS MANAGEMENT SYSTEM IN AN AMOUNT NOT-TO-EXCEED \$242,217.97 [FOR A TOTAL EXPENDITURE OF FUNDS OVER THE TERM OF THE CONTRACT NOT TO EXCEED \$2,295,877.97]

WHEREAS, the Elk Grove Police Department (EGPD) utilizes the Mark43 Inc., cloud-based Computer Aided Dispatch System (CAD) and Records Management System (RMS) to deliver critical law enforcement services to the Elk Grove community; and

WHEREAS, in September 2020, the City Council determined a competitive request for proposal process was not in the best interest of the City and authorized the City Manager to execute a five-year agreement (C-20-572) with Mark43, Inc., a Delaware corporation registered with the California Secretary of State to conduct business in California, for the purchase, implementation, and maintenance of their cloud-based CAD and RMS, which has improved efficiencies, provided ease of use, and increased officer productivity for a one time start-up cost of \$712,075 paid in Year 1 with four subsequent annual payments of \$335,395; and

WHEREAS, in July 2021, the City Council awarded the first contract amendment, C-21-394 to Mark43, Inc. for the purchase of the QuickCrash Reporting software and two analytics modules for a total cost increase of \$101,599 and a new annual cost of \$353,516 for Years 2 through-5 of the payment schedule; and

WHEREAS, staff determined that the needs of the City would not be met with the addition of the QuickCrash Reporting software and analytics modules and removed them from the Mark43 purchase agreement returning the annual payment due to \$332,771.50 for Years 3 through 5 of the payment schedule; and

WHEREAS, with the voters' approval of Measure E in November of 2022, enacting locally controlled funding to help address services the community identified as important including reducing crime, addressing homelessness, improving 911, police, fire, and emergency disaster and medical response, and enhancing programs to combat youth crime and gang prevention includes the addition of new staff positions; and

WHEREAS, an increase from 22 to 26 dispatcher licenses and an increase from 151 to 175 licenses for the five current software modules and the new On-Scene Mobile Field Collection App (On-Scene) will meet the needs of the newly approved positions that are expected to be filled in the next two years; and

WHEREAS, the addition of the new licenses and On-Scene will increase the cost of the Mark43 contract by \$242,217.97 with an increase to the annual payment amount for Years 4 and 5 to \$448,771.50 on the payment schedule; and

WHEREAS, Mark43 Inc., has been providing the City with competitively priced products and services and the expenditures of staff time and money to compile the necessary request for proposal documents and convert to a new vendor would not likely result in a better price or an outcome more advantageous to the City; and

WHEREAS, there is sufficient funding identified in the Information Services Fiscal Year 2023-24 operating budget for the addition of On-Scene and funding for the additional licensing will be budgeted in future years and funded through the standard EGPD personnel request process; and

WHEREAS, for the reasons presented, pursuit of the formal request for proposal procedure for the proposed purchase is not in the best interest of the City.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Elk Grove hereby finds that a formal request for proposal process is not in the best interest of the City and dispenses with the formal process,

AND BE IT FURTHER RESOLVED, that the City Council of the City of Elk Grove hereby authorizes the City Manager to execute an amendment to the contract with Mark43 Inc. (C-20-572), in substantially the form presented, plus any future necessary change orders, as determined by the City Manager for Police Computer Aided Dispatch System and Records Management System software licensing and services to add the purchase of one mobile app, four dispatcher licenses and 24 licenses, authorizing an additional expenditure of funds not-to-exceed \$242,217.97 *[for a total expenditure of funds over the term of the contract not-to-exceed \$2,295,677.97]*.

PASSED AND ADOPTED by the City Council of the City of Elk Grove this 23rd day of August 2023




BOBBIE SINGH-ALLEN, MAYOR of the
CITY OF ELK GROVE

ATTEST:



JASON LINDGREN, CITY CLERK

APPROVED AS TO FORM:



JONATHAN P. HOBBS,
CITY ATTORNEY

CERTIFICATION
ELK GROVE CITY COUNCIL RESOLUTION NO. 2023-192

STATE OF CALIFORNIA)
COUNTY OF SACRAMENTO) ss
CITY OF ELK GROVE)

I, Jason Lindgren, City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing resolution was duly introduced, approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on August 23, 2023 by the following vote:

AYES: **COUNCILMEMBERS:** *Singh-Allen, Spease, Brewer, Robles, Suen*

NOES: **COUNCILMEMBERS:** *None*

ABSTAIN: **COUNCILMEMBERS:** *None*

ABSENT: **COUNCILMEMBERS:** *None*



Jason Lindgren, City Clerk
City of Elk Grove, California