

**THIS IS A DRAFT AND WILL BE REPLACED BY THE FINAL,
SIGNED ORDINANCE ADOPTED BY THE CITY COUNCIL.**

AN ORDINANCE AUTHORIZING A CONTRACT WITH DAILEY & WELLS COMMUNICATIONS, INC. FOR THE PURCHASE AND COMMISSIONING OF A PHASE II PROJECT 25 (P25) PUBLIC SAFETY RADIO SYSTEM FOR A PLANNED INITIAL CAPITAL VALUE OF \$80,695,423 AND ONGOING MAINTENANCE AND SUPPORT FOR 15 YEARS FOLLOWING FULL ACCEPTANCE FOR A PLANNED TOTAL VALUE OF \$27,255,136.00, TO BE FUNDED BY THE CITY OF SAN ANTONIO, BEXAR COUNTY AND CPS ENERGY.

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WHEREAS, on December 7, 2015, the City released a Request for Qualifications (RFQ) to qualify vendors capable for either extending or replacing the current 800mhz EDACS Trunked Radio System, which will reach end-of-life in 2021; and

WHEREAS, five responses were received and four firms were deemed qualified through the RFQ process, which resulted in the City issuing a Request for Proposal (RFP) on January 7, 2016, with responses due on June 3, 2016; and

WHEREAS, the City received responses to the RFP from Central Electric, (proposing a Motorola solution) and Dailey & Wells Communications, Inc. (proposing a Harris solution); and

WHEREAS, From June 2016 through October 2016, a Project Technical Committee met regularly to review the proposals and determine which alternative of extending or replacing the present radio system would be in the best interests of the owners and subscribers; and

WHEREAS, On October 18, 2016, following a briefing from the Project Technical Committee, an Executive Evaluation Committee comprised of individuals from the City Manager's Office, San Antonio Police, Fire and Information Technology Services Department, Bexar County Manager's Office, Bexar County Sheriff's Office, CPS Energy, UTSA and TechBloc, provided unanimous consent to the alternative of replacement of the current radio system; and

WHEREAS, the Executive Evaluation Committee created a sub-committee to meet with both respondents in order to align contract terms, technical solutions and apportion project risk in a more favorable manner, during which both respondents were allowed to submit revised responses to their original proposal submission to account for technical and contract term alignment and develop the structure for a Best & Final Offer request; and

WHEREAS, requests for Best and Final Offers were released to both respondents on October 10, 2017 and responses were received on October 18, 2017, with subsequent clarification requests sent to both vendors on October 30, 2017 and November 1, 2017; and

WHEREAS, the committees, after reviewing the responses and Best and Final Offers, recommended Dailey Wells Communications, Inc., for award of this contract to purchase and commission a Phase II Project 25 (P25) public safety radio system; **NOW THEREFORE:**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. The proposal submitted by Dailey Wells Communications, Inc., to provide the City with a Phase II Project 25 Public Safety Radio System with maintenance and support, is hereby accepted, subject to and contingent upon the deposit of all required bonds, performance deposits, insurance certificates and endorsements. A copy of the score summary and RFCSP are attached hereto and incorporated herein for all purposes as **Exhibit A**. The City Manager or her designee may execute this agreement and any other documents to carry out the purposes of this ordinance.

SECTION 2. The execution of the agreement by the City is contingent upon the execution of said agreement by CPS Energy and Bexar County. Should CPS Energy and/or Bexar County not execute the agreement within 30 days of the approval of this ordinance, the City Manager or her designee is authorized to execute a revised agreement that excludes either or both non-signing entity's requirements from the project scope.

SECTION 3. Funding in an amount not to exceed 56% of \$80,695,423.00 for capital expenditures associated with the San Antonio Public Safety Radio System is approved. This amount is subject to revision by the City through its City Manager in concurrence with the City's Chief Financial Officer based upon the participation of Bexar County and CPS Energy.

SECTION 4. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance may, subject to concurrence by the City Manager or the City Manager's designee, correct allocation to specific SAP Fund Numbers, SAP Project Definitions, SAP WBS Elements, SAP Internal Orders, SAP Fund Centers, SAP Cost Centers, SAP Functional Areas, SAP Funds Reservation Document Numbers, and SAP GL Accounts as necessary to carry out the purpose of this Ordinance.

SECTION 5. This ordinance is effective immediately upon passage by eight affirmative votes; otherwise it is effective on the tenth day after passage.

PASSED AND APPROVED this ____ day of _____, 2018.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Andrew Segovia, City Attorney

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