

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE AN AGREEMENT WITH MOTOROLA SOLUTIONS INC. FOR THE PURCHASE OF 670 MOTOROLA PORTABLE AND MOBILE RADIO EQUIPMENT WITH RELATED ACCESSORIES, INCLUSIVE OF THREE YEARS OF ESSENTIAL SERVICES MAINTENANCE ESTIMATED AT AN INITIAL COST OF \$4,080,000.00 AND A SEVEN-YEAR PREVENTATIVE MAINTENANCE AGREEMENT AT AN AVERAGE ANNUAL COST OF \$145,000.00, WITH A TOTAL SEVEN-YEAR ESTIMATED COST OF \$5,100,000.00 IN ACCORDANCE WITH SECTION 38.41(C)(9) OF THE PROCUREMENT CODE. (BEST INTEREST)

WHEREAS, on September 18, 2013, the City Commission passed and adopted Resolution No. R-2013-263, which authorized the execution of the Regional Interlocal Agreement ("ILA") with Broward County ("County") Providing for Cooperative Participation in a Regional Public Safety Intranet ("Participation Agreement"); and

WHEREAS, the first amendment to the ILA was authorized by the City Commission on August 26, 2020, through R-2020-188; and

WHEREAS, the ILA outlined the responsibilities of the County to provide public safety radio infrastructure and the responsibilities of the cities to provide compatible radio equipment and maintenance; and

WHEREAS, the Police and Fire Departments desire to purchase new radio equipment that is compatible with the County's new P25 Public Safety Radio Infrastructure; and

WHEREAS, in 2014, the City Commission passed and adopted Resolution Number R-2014-076, which approved and authorized the acquisition of appropriate subscriber units and accessories ("Radio Equipment") for use with then-current County radio infrastructure; and

WHEREAS, the current Radio Equipment is seven years old with a lifecycle certified support that effectively ended on December 31, 2020; and

WHEREAS, expired lifecycle certified support affects the City's Insurance Service Offices rating and its ability to repair these devices; and

WHEREAS, the requested Radio Equipment and maintenance is only available through Motorola Solutions Inc. ("Motorola"); and

WHEREAS, Motorola's quote to the City provides a greater discount when compared to costs using available possible piggyback contracts for Radio Equipment; and

WHEREAS, available possible piggyback agreements include the State of Florida, Department of Management Services Participating Agreement, Alternate Contract Source, No. 43190000-18-NASPO-ACS-1 Amendment 2 Agreement, The Broward Sheriff's Office Agreement, and the Broward County P25 Agreement with Motorola; and

WHEREAS, in addition to fair and reasonable pricing, the Radio Equipment is needed as part of the ILA to be compatible with the County P25 Public Safety Radio Infrastructure, which supports public safety and emergency operations; and

WHEREAS, Section 38.41(C)(9) of the City Code provides that when the City Commission declares by a 5/7 vote that competitive bidding and competitive proposals are not in the best interest of the City, such purchases are exempt from the competitive bidding and competitive proposal requirements; and

WHEREAS, funding for the initial purchase of the radios and associated equipment will be sourced from the American Rescue Plan Act ("ARPA"); and

WHEREAS, this purchase is deemed an eligible expense for funding under ARPA because the Radio Equipment is an integral component of effective public safety operations and paramount to critical efforts in responding to public health emergencies; and

WHEREAS, funding for the purchase of the Radio Equipment in the amount of \$4,080,000.00 will be made available in account number 117.139901.51900.XXXXX.00XXXX.000.000, subject to adoption of a companion budget amendment resolution; and

WHEREAS, funding for the annual Radio Equipment maintenance cost of \$116,836.00 for years 1 through 3 and \$162,169.60 for years 4 through 7 will be requested in subsequent fiscal years, subject to approval and adoption by the City Commission.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA:

Section 1: That the foregoing "WHEREAS" clauses are ratified and confirmed as being true and correct and are incorporated in this Resolution.

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE AN AGREEMENT WITH MOTOROLA SOLUTIONS INC. FOR THE PURCHASE OF 670 MOTOROLA PORTABLE AND MOBILE RADIO EQUIPMENT WITH RELATED ACCESSORIES, INCLUSIVE OF THREE YEARS OF ESSENTIAL SERVICES MAINTENANCE ESTIMATED AT AN INITIAL COST OF \$4,080,000.00 AND A SEVEN-YEAR PREVENTATIVE MAINTENANCE AGREEMENT AT AN AVERAGE ANNUAL COST OF \$145,000.00, WITH A TOTAL SEVEN-YEAR ESTIMATED COST OF \$5,100,000.00 IN ACCORDANCE WITH SECTION 38.41(C)(9) OF THE PROCUREMENT CODE. (BEST INTEREST)

Section 2: That it approves and authorizes the execution, by the appropriate City officials, of the attached agreement with Motorola Solutions Inc., as well as the approval of the issuance of a purchase order to Motorola Solutions Inc. for the purchase of Radio Equipment and future maintenance costs, together with such non-material changes as may be subsequently agreed to by the City Manager and approved as to form and legal sufficiency by the City Attorney.

Section 3: That this Resolution shall be in full force and effective immediately upon its passage and adoption.

PASSED AND ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2021.

\_\_\_\_\_  
JOSH LEVY, MAYOR

ATTEST:

\_\_\_\_\_  
PATRICIA A. CERNY, MMC  
CITY CLERK

APPROVED AS TO FORM AND LEGAL  
SUFFICIENCY for the use and reliance  
of the City of Hollywood, Florida, only.

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DOUGLAS R. GONZALES  
CITY ATTORNEY