

RESOLUTION NO. 83-11

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RICHMOND, CALIFORNIA AUTHORIZING A SECOND AMENDMENT TO THAT CERTAIN AGREEMENT WITH ADT SECURITY SERVICES INC. IN AN AMOUNT NOT TO EXCEED \$375,000 FOR NEW DESIGN, INSTALLATION, IMPLEMENTATION, INTEGRATION, CONFIGURATION, MAINTENANCE AND TESTING AND TO EXTEND THE WARRANTY OF THE CITY'S EXISTING CLOSED CIRCUIT TELEVISION SURVEILLANCE SYSTEM

WHEREAS, on July 31, 2007, after a competitive process, the City Council authorized the City Manager to negotiate and execute a three (3) year contract with ADT Security Services, Inc. ("ADT") to design, install, implement, integrate, configure, maintain, and test a closed-circuit television surveillance system consisting of 34 cameras throughout City of Richmond police beats 1-7, and Unincorporated North Richmond. On November 27, 2007, the City and ADT entered into that certain CCTV Implementation Services Agreement between the City and ADT for such work ("City Agreement"); and

WHEREAS, on December 18, 2008, the City issued its Notice of CCTV System Final Acceptance pursuant to Section 6.2 of the City Agreement; and

WHEREAS, on March 4, 2009, the City and ADT entered into that certain First Amendment to City Agreement for the design, installation, implementation, integration, configuration, maintenance, and testing of new CCTV equipment at Nevin Park (the "First Amendment"); and

WHEREAS, pursuant to Section 9 of the City Agreement, the Term expires on December 18, 2011, three (3) years after Final Acceptance of the CCTV System; and

WHEREAS, despite any period of limitation provided therein, the City now desires for ADT to perform certain new services in accordance with Section 2.7 of the City Agreement pursuant to ADT Quote #1-FJ47C5, Quote #1-FJ1X5V and Quote #1-FMZP9P dated July 29, 2011 (the "New Services") attached to the Staff Report (defined below); and

WHEREAS, the City desires to extend the Warranty provided in Section 15 of the City Agreement for a period of one (1) year (the "Extended Warranty"); and

WHEREAS, the City budgeted the necessary funds for the New Services and Extended Warranty and such funds are authorized in its approved FY 2011-2012 budget; and

WHEREAS, by staff report accompanying this Resolution and incorporated into this Resolution by this reference (the "Staff Report"), the City Council has been provided with additional information upon which the findings and actions set forth in this Resolution are based.

NOW, THEREFORE, BE IT RESOLVED, that the Richmond City Council finds the above recitals are accurate.

BE IT FURTHER RESOLVED, that the City Council hereby authorizes the Second Amendment to the City Agreement in an amount not-to-exceed \$375,000 for the provision of the New Services and Extended Warranty and authorizes the City Manager to enter into such Second Amendment.

BE IT FURTHER RESOLVED that the City Council designates the City Clerk as the custodian of the documents and other material, including the Staff Report and accompanying documents, which constitute the record of proceedings upon which the decision herein is based. These documents may be found at the office of the City Clerk at the Richmond City Hall, 450 Civic Center Plaza, Richmond, California 94804.

BE IT FURTHER RESOLVED that this Resolution shall take immediate effect from and after its passage.

I certify that the foregoing resolution was adopted by the City Council of the City of Richmond at a regular meeting held on September 20, 2011:

Ayes: Councilmembers Beckles, Booze, Ritterman, Rogers, and Mayor McLaughlin.

Noes: None.

Abstentions: None.

Absent: Councilmember Bates and Vice Mayor Butt.

DIANE HOLMES
Clerk of the City of Richmond

Approved:

GAYLE MCLAUGHLIN
Mayor

Approved as to form:

RANDY RIDDLE
City Attorney

State of California }
County of Contra Costa } : ss.
City of Richmond }

I certify that the foregoing is a true copy of **Resolution No. 83-11**, finally passed and adopted by the City Council of the City of Richmond at a regular meeting held on September 20, 2011.