



# Memorandum

**TO:** HONORABLE MAYOR  
AND CITY COUNCIL

**FROM:** Scott P. Johnson

**SUBJECT:** SEE BELOW

**DATE:** September 15, 2008

Approved

*Christine S. Shuping*

Date

*9/18/08*

**SUBJECT: MAINTENANCE AND SUPPORT SERVICES FOR AUTOMATED FINGERPRINT IDENTIFICATION SYSTEM ("AFIS")**

## RECOMMENDATION

Adoption of a resolution authorizing the Director of Finance to:

1. Execute a Maintenance and Support Agreement for support services from Motorola Inc, for the Automated Fingerprint Identification System ("AFIS") in an amount not to exceed \$380,528 for the period of October 1, 2008 through September 30, 2009.
2. Execute subsequent maintenance agreements subject to the appropriation of funds.

## OUTCOME

Provide continued software and hardware maintenance and support of the City's mission critical AFIS System to ensure 24/7 operations to enable Police to capture fingerprints of criminal suspects for identification, process, search and retrieval as may be required for investigations and bookings.

## BACKGROUND

In 1988 Santa Clara County ("County") and all incorporated cities, including the City of San José ("City"), entered into a Joint Powers Agreement entitled "Agreement to Provide Local Law Enforcement Agency Access to the California Identification System", referred to as the CAL-ID program. As a result, the local CAL-ID Remote Access Network (RAN) Board was established to represent the various jurisdictions within Santa Clara County. The City administers the CAL-ID Program through the Police Department's Central Identification Unit. The County shares the costs for the program with participating cities, including overhead, maintenance, and operation costs.

In May 1998, AFIS was acquired through a Joint Powers Agreement between the County and the City. AFIS is the backbone of the criminal justice data system used by 40 county, state and city law

enforcement agencies. AFIS is mission critical to the Police Department's Central Identification Unit operations including the upfront identification of individuals during the booking process. The system stores and searches fingerprints that are transmitted electronically from LiveScan devices at various remote sites countywide

On January 24, 2002, the CAL-ID RAN Policy Board, with the support of the County Chief's Association, approved the consolidation of the AFIS and CAL-ID programs and agreed to share fiscal responsibility for all future upgrades to the AFIS System. All costs are allocated based on each party's percentage share of the total population of all agencies participating in the CAL-ID Program, with the exception of the Santa Clara County District Attorney's Office, whose share is 26.8% of the entire budget.

On January 14, 2003 (Item 9.1), the City Council approved a sole source purchase agreement with Printrak International (now Motorola) to upgrade the existing AFIS. This agreement included a five year maintenance and support agreement that will expire on September 30, 2008.

### ANALYSIS

The software and hardware is proprietary and therefore must be renewed with Motorola as the only provider of maintenance and support. The required maintenance and support includes preventive and remedial maintenance of AFIS System consisting of hardware and software for Fingerprint Advanced Matching Subsystem and Automated Palmprint Identification System in use at various central and remote sites by eleven municipal law enforcement agencies and various County agencies (such as Department of Corrections, Probation Department, Jail, Juvenile, Elmwood), 24/7 support, toll free telephone support and on-site response within six hours.

Pricing was determined by staff to be fair and reasonable as follows:

- New agreement pricing is 4.9% higher than current pricing. This increase is consistent based on the most recent annual CPI increase for the San Francisco, Oakland, and San José metropolitan area of 4.2% and the quantity increase in the amount of equipment subject to the agreement. The system has been upgraded to nearly double the amount of equipment at existing locations. Therefore equipment maintenance quantity and complexity have increased.
- Pricing was benchmarked against an agreement for similar services with Solano County.

Staff recommends award of contract to Motorola in accordance with San Jose Municipal Code Section 4.12.235 titled "Unique Services", since the maintenance agreement is only available through the software provider. In accordance with this section, the Chief Purchasing Officer determined that a unique and unusual situation exists that make the application of the requirements for competitive procurement of a service agreement contrary to the public interest.

### EVALUATION AND FOLLOW-UP

The outcome from this memorandum will not require any further follow-up from staff, until a new agreement is needed due to the expiration of the contract.

### POLICY ALTERNATIVES

Not applicable.

### PUBLIC OUTREACH/INTEREST

- Criterion 1:** Requires Council action on the use of public funds equal to \$1 million or greater; **(Required: Website Posting)**
- Criterion 2:** Adoption of a new or revised policy that may have implications for public health, safety, quality of life, or financial/economic vitality of the City. **(Required: E-mail and Website Posting)**
- Criterion 3:** Consideration of proposed changes to service delivery, programs, staffing that may have impacts to community services and have been identified by staff, Council or a Community group that requires special outreach. **(Required: E-mail, Website Posting, Community Meetings, Notice in appropriate newspapers)**

Although this item does not meet any of the above criteria, this memorandum will be posted on the City's website for the October 7, 2008 Council Agenda.

### COORDINATION

This memorandum has been coordinated with the Police Department, Information Technology Department, the City Manager's Budget Office, and the City Attorney's Office.

### FISCAL/POLICY ALIGNMENT

This Council item is consistent with Council approved General Budget Principles, "We must focus on protecting our vital core city services for both the short-and long-term."

### COST SUMMARY/IMPLICATIONS

Not applicable.



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**Subject: Sole Source Purchase of Annual Maintenance for AFIS**

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**BUDGET REFERENCE**

Of the total \$380,528 budgeted for AFIS maintenance, \$218,205 for the remote livescan maintenance is being funded by SB720 funds and was approved by the County Board of Supervisors on August 12, 2008. The remaining amount, \$162,323 for the Central Site Maintenance is being funded by the CAL-ID Agencies, including the City of San José.

Fund #	Appn #	Appn. Name	Total Appn	Amt. of Agreement	2008-2009 Adopted * Operating Budget (Page)	Last Budget Action (Date, Ord. No.)
001	0502	Police Non-personal and Equipment	\$22,410,000	\$380,528	VIII-114	6/24/08, Ord. No. 28349

\*The 2008-2009 Adopted Operating Budget was approved by the City Council on June 24, 2008.

**CEQA**

Not a project.

  
SCOTT P. JOHNSON  
Director, Finance

For questions please contact Walter C. Rossmann, Chief Purchasing Officer, at (408) 535-7051.

