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8.20.20

RECOMMENDATION APPROVED;  
RESOLUTION NO. 20-9686 ADOPTED AND;  
AGREEMENT NO 20-3562-A APPROVED  
BY THE BOARD OF HARBOR COMMISSIONERS

August 20, 2020



AMBER M. KLESGES  
Board Secretary



Executive Director's  
Report to the  
Board of Harbor Commissioners

DATE: JULY 28, 2020

FROM: INFORMATION TECHNOLOGY

SUBJECT: RESOLUTION NO. 20.9686 - FIRST AMENDMENT TO  
AGREEMENT NO. 18-3562 BETWEEN THE CITY OF LOS ANGELES  
HARBOR DEPARTMENT AND DAILEY-WELLS COMMUNICATIONS,  
INC. FOR PORT POLICE HARRIS RADIO SYSTEM SUPPORT

**SUMMARY:**

Staff requests approval of the First Amendment to Agreement No. 18-3562 (First Amendment) with Dailey-Wells Communications, Inc. (Dailey-Wells). The proposed First Amendment is required in order to continue providing maintenance and support services twenty-four hours per day, seven days a week (24x7) for the City of Los Angeles Harbor Department (Harbor Department) Port Police Harris Radio System and the Harris portion of the Mobile Data Computer Network (Harris System). The proposed First Amendment will extend the term of Agreement No. 18-3562 by two additional years, for a total of five years, with no change to the not-to-exceed compensation amount.

The recommendation to select Dailey-Wells for Agreement No. 18-3562 was based on a competitive Request for Proposal (RFP) process performed by the Harbor Department. Dailey-Wells is a certified Local Business Enterprise. Dailey-Wells is headquartered in San Antonio, Texas, with a local office in Los Angeles, California.

Expenditures incurred under Agreement No. 18-3562 are the financial responsibility of the Harbor Department.

**RECOMMENDATION:**

It is recommended that the Board of Harbor Commissioners (Board):

1. Find that the Director of Environmental Management has determined that the proposed action is administratively exempt from the requirements of the California Environmental Quality Act (CEQA) under Article II Section 2(f) of the Los Angeles City CEQA Guidelines;

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2. Find that in accordance with the Los Angeles City Charter Section 1022, it is more feasible for outside contractors to perform this work than City employees;
3. Approve the First Amendment to Agreement No. 18-3562 to extend the existing Agreement to a term of five years and no change to the not-to-exceed compensation amount of \$949,109;
4. Direct the Board Secretary to transmit the First Amendment to Agreement No. 18-3562 to the Los Angeles City Council for approval pursuant to Section 373 of the Charter of the City of Los Angeles and Section 10.5 of the Los Angeles Administrative Code;
5. Authorize the Executive Director to execute and the Board Secretary to attest the said Agreement for and on behalf of the Board; and
6. Adopt Resolution No. 20-9684.

**DISCUSSION:**

Background and Context – The Port Police require the 24x7 availability of its IT systems to fulfill its public safety mission. This includes the Harris System, which includes the radio system that is used by the Port Police Division's security guards and non-sworn staff, the Mobile Data Computer (MDC) Network for the Port Police Computer Aided Dispatch System and related technologies. The Harris System can also be used as a back-up to the Port Police Motorola Radio System. The Harris System includes, but is not limited to, the Voice, Interoperability, Data and Access (VIDA) Network Switching Center (NSC) with Regional Network Manager (RNM) and Regional Site Manager (RSM) Pro, 700/800 MHz 5-Channel P25 Trunked TX Site, 700/800 MHz TX Site Antenna System, DC Power, Fire Suppression System, Bi-Directional Amplifiers, Portable Radios, Dispatch Console, MDC network, and related technologies.

At its meeting on February 1, 2018, the Board approved Agreement No. 18-3562 with Dailey-Wells. Services performed under Agreement No. 18-3562 include, but are not limited to: 24x7 emergency and routine service calls, preventive and corrective maintenance, installations, upgrades and enhancements, training, system administration and related services. These services are required to provide 24x7 availability of the Port Police Harris System.

Agreement No. 18-3562 is for a not-to-exceed compensation amount of \$949,109 and a term of three years, which expires on February 19, 2021. The actual expenditure amount as of July 23, 2020 was \$433,499. The actual expenditure amount is less than

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the not-to-exceed amount because less than expected as-needed services were required.

Proposed First Amendment – The proposed First Amendment (Transmittal 1) is to continue 24x7 maintenance and support of the Harris Systems for two additional years, for a total of five years, and no change to the not-to-exceed compensation amount of \$949,109.

The estimated expenditures of the First Amendment are as follows:

- Annual Maintenance Program Fees – Approximately \$232,254, or \$116,126 per year, is for required annual maintenance fees of the Harris System components, which includes preventive and remedial maintenance services.
- Time and Materials – Approximately \$283,355 is for as-needed services that are not included in the annual maintenance program. This includes anticipated upgrades of end-of-life equipment, new installations, removals, changes and unforeseen work.

Expenditures based on actual needs will be incurred only when the Harbor Department authorizes services to be performed. Therefore, the actual expenditure could be less than \$949,109. All other terms and conditions remain unchanged.

The selection of Dailey-Wells was based on a competitive RFP process performed by the Harbor Department. The RFP included language stating that the resulting Agreement was expected to be for a term of up to five years.

Dailey-Wells is a certified Local Business Enterprise. Dailey-Wells is headquartered in San Antonio, Texas, with a local office in Los Angeles, California.

**ENVIRONMENTAL ASSESSMENT:**

The proposed action is for the approval of the First Amendment to Agreement No. 18-3562 with Dailey-Wells, which is an administrative activity. Therefore, the Director of Environmental Management has determined that the proposed action is administratively exempt from the requirements of CEQA in accordance with Article II Section 2(f) of the Los Angeles City CEQA Guidelines.

**FINANCIAL IMPACT:**

Approval of the proposed First Amendment will extend the term of Agreement No. 18-3562 by two years and not increase the current not-to-exceed compensation amount of \$949,109. Fiscal Year (FY) 2020/21 funding in the amount of \$320,942 is available

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within the Information Technology Division, Center 0640, Program 000, Account 54310 (Information Systems Consulting Services). Upon Board approval, funding for future fiscal years will be budgeted as shown in the table below:

Fiscal Year	Original Agreement No. 18-3562	First Amendment No. 18-3562	TOTAL
2017/18	\$157,550		\$157,550
2018/19	\$159,823		\$159,823
2019/20	\$116,126		\$116,126
2020/21		\$320,942	\$320,942
2021/22		\$194,668	\$194,668
Total Not- To-Exceed	\$433,499	\$515,610	\$949,109

The actual expenditures may differ from the estimated amounts in any given account or fiscal year presented in the tables above. However, the total aggregate amount will not exceed \$949,109.

A Termination for Non-Appropriation of Funds Clause (also known as a Funding Out Clause) is included in the Agreement.

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**CITY ATTORNEY:**

The Office of the City Attorney has reviewed and approved the First Amendment to Agreement No. 18-3562 as to form and legality.

**TRANSMITTAL:**

1. First Amendment to Agreement No. 18-3562

FIS Approval: MB  
CA Approval: JBoep



LANCE KANESHIRO  
Chief Information Officer



THOMAS E. GAZSI  
Chief of Public Safety and Emergency  
Management

APPROVED:

  
FOR

EUGENE D. SEROKA  
Executive Director

LK:lk