

City of Sacramento

Legislation Text

File #: 2019-00700, **Version:** 1

Title:

Cooperative Purchase Agreement: Ballistic Door Panels for Patrol Ford Crown Victoria Vehicles

File ID: 2019-00700

Location: Citywide

Recommendation:

Pass a Motion authorizing the City Manager or the City Manager's designee to approve use of the National Purchasing Partners (NPPGov) Master Agreement No. VH11603 with Proforce Law Enforcement to purchase Angel Armor Avail Level IIIA ballistic door panels in an amount not to exceed \$150,000 through July 2, 2020.

Contact: Dave Peletta, Deputy Police Chief, (916) 808-0372; Brenda Delgadillo, Police Administrative Manager, (916) 808-0858, Police Department

Presenter: None

Attachments:

- 1-Description/Analysis
- 2-Agreement

Description/Analysis

Issue Detail: The purchase and placement of ballistic doors on the Sacramento Police Department's (SPD) Ford Crown Victoria patrol vehicles is required to comply with findings issued by the California Department of Industrial Relations, Division of Occupational Safety and Health (CalOSHA). Ballistic door panels provide an enhanced level of protection for officers on patrol or while conducting high-risk vehicle and pedestrian stops, thus mitigating safety hazards posed to sworn police officers. To comply with the CalOSHA requirement, the SPD requests approval to use NPPGov Master Agreement No. VH11603, a publicly solicited contract, with Proforce Law Enforcement because it provides a 22 percent discount on manufacturer-suggested retail pricing for Angel Armor Avail Level IIIA ballistic door panels.

The Request For Proposals (RFP) for the Master Price Agreement was solicited by Public Procurement Authority (PPA) and it serves as the “Lead Contracting Agency” for RFP #1510 solicitation, on behalf of its members, and as authorized by the PPA Intergovernmental Agreement, which is an agreement for intergovernmental cooperation among select local Oregon governments. As referenced in RFP #1510 Section 1.3, Requirements:

“This RFP and resulting Master Price Agreement is anticipated for use by the Public Procurement Authority’s government members as well as other NPPGov member government entities and eligible nonprofit entities across the nation.”

The Sacramento Police Department is a member of NPPGov and has used a number of their cooperative agreements for cost savings purposes.

Policy Considerations: The recommendation contained in this report is consistent with: 1) Sacramento City Code (SCC) Section 3.56.090, which requires the approval of City Council to execute a contract involving an expenditure of \$100,000 or more, and; 2) SCC Section 3.56.240 which authorizes the City Manager, with approval from the City Council, to use cooperative purchasing agreements to procure services and supplies without separate competitive bidding by the city.

Economic Impacts: Not applicable

Environmental Considerations: Not applicable

Sustainability: Not applicable

Commission/Committee Action: Not applicable

Rationale for Recommendation: During an incident in September 2017, an SPD officer was shot and wounded while using the door of his marked patrol vehicle as a ballistic shield. Following the incident, CalOSHA initiated an investigation to inspect the safety conditions of marked patrol vehicles and concluded that the City of Sacramento was not in compliance with State mandates requiring employers to timely correct unsafe/unhealthy conditions, per Section 3203(a)(6)(A) of the California Code of Regulations. Specifically, CalOSHA noted:

“Prior to and during the course of the investigation, including, but not limited to on June 29, 2018, the employer failed to correct identified hazards associated with protecting Patrol Officers, from gunfire penetrating the Front Side Driver and Passenger Doors of the Ford Crown Victoria and Ford SUV Patrol Vehicles when using these vehicle doors as a means of “Cover and Concealment.”

CalOSHA subsequently fined the City \$10,800 for the violation. A continuous status report is mandated by CalOSHA until the City demonstrates its compliance by installing ballistic door panels in all patrol vehicles.

The City Council has previously approved the purchase of ballistic doors for police patrol vehicles through the NPPGov cooperative agreement with Proforce Law Enforcement in an amount not to exceed of \$442,129 (Motion No. 2018-0120).

Financial Considerations: Sufficient funding is available in the Police Department Fleet Equipment and Technology Program (F11100700) to execute the agreement in an amount not to exceed \$150,000.

Local Business Enterprise (LBE): The minimum LBE participation requirement is waived for the City's use of cooperative purchase agreements that have been competitively bid, evaluated, and awarded by other governmental agencies that may or may not have similar LBE programs.