

1 [Agreement Amendment - Motorola, Inc. - 800 MHz Radio System Project - \$33,011,959]

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3 **Resolution authorizing the Department of Technology to enter into the Eighth**  
4 **Amendment of the Citywide 800 MHz Radio System Project agreement between the City**  
5 **and County of San Francisco and Motorola, Inc., to increase the contract amount to**  
6 **\$33,011,959 for the remaining term through September 21, 2017.**

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8 WHEREAS, The Department of Technology, developed the 800 MHz Radio System  
9 Project Agreement for the purchase of products and services related to the City's Radio  
10 Systems; and

11 WHEREAS, Motorola, Inc., was the sole qualified vendor who responded to the City's  
12 Invitations to Bid in 1996; and

13 WHEREAS, The Board of Supervisors adopted a resolution authorizing the original  
14 agreement on August 25, 1997, by Resolution No. 804-97, on file with the Clerk of the Board  
15 of Supervisors in File No. 172-97-52, hereby declared to be a part of this resolution as if set  
16 forth fully herein; and

17 WHEREAS, The agreement has been amended seven times, by the First Amendment  
18 dated May 18, 1998; and the Second Amendment dated September 24, 1998; and the Third  
19 Amendment dated August 11, 1999; and the Fourth Amendment dated May 19, 2000; and the  
20 Fifth Amendment dated November 21, 2000; and the Sixth Amendment dated June 15, 2007,  
21 and the Seventh Amendment dated April 15, 2013; and

22 WHEREAS, The original 1997 agreement authorized a maximum guaranteed amount  
23 of \$10,000,000; and

24 WHEREAS, On November 7, 2006, the Board of Supervisors adopted Resolution No.  
25 653-06 authorizing the Sixth Amendment increasing the amount of the original agreement, to

1 \$20,000,000 and extending the agreement term to 2017, which is on file with the Clerk of the  
2 Board of Supervisors in File No. 060484, hereby declared to be a part of this resolution as if  
3 set forth fully herein, and on June 25, 2013, the Board of Supervisors adopted Resolution No.  
4 223-13 authorizing the Seventh Amendment increasing the amount of the original agreement,  
5 to \$24,000,000 which is on file with the Clerk of the Board of Supervisors in File No. 130392,  
6 hereby declared to be part of this resolution as if set forth fully herein; and

7 WHEREAS, The Department of Technology estimates that the money projected to be  
8 spent with Motorola, Inc. could reach the contract's not-to-exceed amount for additional  
9 equipment in the reasonably near future; and

10 WHEREAS, The Eighth Amendment is on file with the Clerk of the Board of  
11 Supervisors in File No. 150189, and is hereby declared to be a part of this resolution as if set  
12 forth fully herein; and

13 WHEREAS, Charter, Section 9.118, "Contract and Lease Limitations," subsection (b),  
14 requires Board of Supervisors approval of any contract estimated to exceed \$10,000,000 in  
15 expenditures; now, therefore, be it

16 RESOLVED, That the Board of Supervisors authorizes the Department of Technology  
17 and the Office of Contract Administration to execute the Eighth Amendment increasing the  
18 maximum guaranteed amount to \$33,011,959, substantially in the form of the agreement on  
19 file with the Clerk of the Board of Supervisors, in File No. 150189, with such changes or  
20 modifications, as may be acceptable to the Director of the Department of Technology and the  
21 City Attorney and which do not materially increase the obligations and liabilities of the City;  
22 and, be it

23 FURTHER RESOLVED, That upon execution of the Eighth Amendment, the Director of  
24 the Department of Technology shall transmit to the Clerk of the Board of Supervisors a copy  
25 of the Eighth Amendment, for inclusion in File No. 150189.