



CONSENT CALENDAR

City of San Bernardino Request for Council Action

Date: April 19, 2023

To: Honorable Mayor and City Council Members

From: Charles E. McNeely, Interim City Manager
By: Barbara Whitehorn, Agency Director of Administrative Services

Department: Finance

Subject: **Approve a technical correction to increase the Council approved Purchase Order to NightOps Tactical by \$29,529, for a total of \$367,152, the cost of which is covered by Justice Assistance Grant (JAG) funds. (All Wards)**

Recommendation:

It is recommended that the Mayor and City Council of the City of San Bernardino, California, authorize:

1. The City Manager to execute amendment No. 1 to the purchase agreement with NightOps Tactical Incorporated, and
2. The Agency Director of Administrative Services to increase the Council approved Purchase Order to NightOps Tactical by \$29,529, to \$367,152.

Background

In September of 2022, the City conducted an open bid solicitation process to purchase night vision equipment. NightOps Inc. was found to be the lowest bidder that met the required specifications. On January 18, 2023, the Mayor and City Council approved a purchase agreement between the City of San Bernardino and NightOps Tactical for the purchase of equipment at a cost of \$337,623.

Discussion

During the purchasing process, staff discovered that NightOps did not include sales tax in their winning bid, which, when added, increases the cost by \$29,529. After adding the appropriate taxes, for a total cost of \$367,152, NightOps remains the lowest responsive bidder by \$13,944.80.

Staff is requesting to increase the Purchase Order by \$29,529 to \$367,125. This

equipment is grant-funded and there are sufficient funds within the JAG Program to cover the additional cost. The amendment to the agreement is attached, dated March 22, 2023. (Attachment 1)

2021-2025 Strategic Targets and Goals

This purchase aligns with Goal No. 3: Improved Quality of Life: Constantly evaluate public safety service delivery models to enhance the quality of service.

Fiscal Impact

There is no impact to the General Fund with this action. There is an additional cost to the JAG program of \$29,529, the total expenditure will be \$367,152. There are sufficient funds previously accepted with the FY 2019 and 2020 JAG programs to cover the additional cost.

Conclusion

It is recommended that the Mayor and City Council of the City of San Bernardino, California, authorize:

1. The City Manager to execute amendment No. 1 to the purchase agreement with NightOps Tactical Incorporated, and
2. The Agency Director of Administrative Services to increase the Council approved Purchase Order to NightOps Tactical by \$29,529, to \$367,152.

Attachments

Attachment 1 – Contract Amendment #1

Attachment 2 – Agreement with Night Ops

Ward:

All Wards

Synopsis of Previous Council Actions:

January 18, 2023

Mayor and City Council of the City of San Bernardino approved a purchase agreement between the City of San Bernardino and NightOps Tactical for the amount of \$337,623.