

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILPITAS AUTHORIZING THE PURCHASE OF WIRELESS VOICE SERVICE, WIRELESS BROADBAND SERVICE, ACCESSORIES AND EQUIPMENT FROM THE WESTERN STATES CONTRACTING ALLIANCE COOPERATIVE AGREEMENT

WHEREAS, Section I-2-3.08 of the Milpitas Municipal Code authorizes the Purchasing Agent and/or City Council to make purchases for supplies and services without participating in the competitive bidding process when the purchase is pursuant to a cooperative agreement by another public agency in California that used competitive negotiation or bidding procedures at least as restrictive as those of the City of Milpitas; and

WHEREAS, Milpitas Municipal Code Section I-2-3.08 “Cooperative Procurement,” specifically authorizes the Purchasing Agent to make purchases of supplies and general services from the Western States Contracting Alliance (WSCA) Agreement; and

WHEREAS, the Purchasing Agent, having reviewed all of the documentation from the WSCA Request for Proposal (RFP) #1907 entitled “Wireless Voice Service, Wireless Broadband Service, Accessories and Equipment,” ha determined that the underlying purchase was made using competitive bidding procedures at least as restrictive as those of the City of Milpitas and that the price is the same as that offered in the original agreement, all in accordance with Milpitas Municipal Code Section I-2-3.08; and

WHEREAS, the current WSCA Cooperative Agreement offers products and services from four companies AT&T, T-Mobile, Verizon, and Sprint, and said Agreement expires on October 31, 2016, but includes two (2) one (1) year options to renew.

NOW, THEREFORE, the City Council of the City of Milpitas hereby finds, determines, and resolves as follows:

1. The City Council has duly considered the full record before it, which may include but is not limited to such things as the City staff report, testimony by staff and the public, and other materials and evidence submitted or provided to it. Furthermore, the recitals set forth above are found to be true and correct and are incorporated herein by reference.
2. The Purchasing Agent is authorized to purchase Wireless Voice Service, Wireless Broadband Service, Accessories and Equipment from the Western States Contracting Alliance Cooperative Agreement in the amount not-to-exceed Sixty-Five Thousand Dollars (\$65,000) for fiscal year 2013-2014 and subject to City Council appropriation of funds for subsequent years.

PASSED AND ADOPTED this _____ day of _____, 2013, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST:

APPROVED:

Mary Lavelle, City Clerk

Jose S. Esteves, Mayor

APPROVED AS TO FORM:

Michael J. Ogaz, City Attorney