

RESOLUTION NO. RES-2022-212

RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA WAIVING COMPETITIVE BIDDING PURSUANT TO SECTION 3-08.100(D) OF THE SANTA ROSA CITY CODE, APPROVING THE PURCHASE OF AN ARMORED RESCUE VEHICLE (ARV) FROM LENCO ARMORED VEHICLES, INC., AND APPROPRIATING \$320,000 FROM THE STATE ASSET FORFEITURE FUND FOR THIS PURCHASE TO AID IN THE PRESERVATION OF LIFE DURING VIOLENT OR POTENTIALLY VIOLENT ENCOUNTERS AND ENHANCE COMMUNITY SAFETY

WHEREAS, on September 30, 2021, Governor Newsom signed Assembly Bill 481 requiring law enforcement agencies to obtain approval of their local governing body prior to taking certain action related to funding, acquisition, or use of items deemed military equipment; and

WHEREAS, on August 9, 2022, the Council of the City of Santa Rosa adopted Ordinance ORD-2022-07, adding Chapter 2-38 to the Santa Rosa City Code, and approved Santa Rosa Police Department's Military Equipment Use Policy 707, setting guidelines related to Santa Rosa Police's funding, acquisition, and use of items deemed military equipment; and

WHEREAS, the Santa Rosa Police Department has a request for approval to amend their military use policy and obtain Council approval in accordance with City of Santa Rosa Code Chapter 2-38 for a purchase order of an Armored Rescue Vehicle from Lenco Armored Vehicles, Inc. in an amount not to exceed \$387,358 to aid in their response to critical incidents and enhance public safety; and

WHEREAS, the ARV purchase is consistent with the City's Council-adopted Military Equipment Use Policy; and

WHEREAS, the Police Department has also already adopted an ARV Policy to govern use of the vehicle once acquired; and

WHEREAS, the Police Department requests the approval of the appropriation of \$320,000 from the State Asset Forfeiture fund for this purchase; and

WHEREAS, Section 3-08.100(D) of the City Code provides that purchases of supplies, material, equipment and services may be made without recourse to competitive bidding requirements where the source of supply, necessary restrictions in specifications, necessary standardization, quality considerations, or other valid reasons for waiving competition appears; and

WHEREAS, Council is the award authority for a purchase with a not to exceed amount over \$100,000 and must approve the waiver of competitive bidding.

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Santa Rosa waives competitive bidding pursuant to Section 3-08100(D) of the City Code.

BE IT FURTHER RESOLVED that the Council approves the purchase of an Armored Rescue Vehicle, from Lenco Industries, Inc. or other comparable vendor in terms of price and specifications in an amount not to exceed \$387,358 per the City of Santa Rosa Ordinance 2-38 and, consistent with Santa Rosa Police Department Policy 707 - Military Equipment in an amount not to exceed \$387,358.

BE IT FURTHER RESOLVED that the Council appropriates \$320,000 from the State Asset forfeiture Fund toward the purchase of an Armored Rescue Vehicle.

IN COUNCIL DULY PASSED this 25th day of October, 2022.

AYES: (7) Mayor C. Rogers, Vice Mayor Alvarez, Council Members Fleming, MacDonald, N. Rogers, Sawyer, Schwedhelm

NOES: (0)

ABSENT: (0)

ABSTAIN: (0)

ATTEST: _____ APPROVED: _____
City Clerk Mayor

APPROVED AS TO FORM: _____
City Attorney

Exhibit A - Lenco Industries, Inc. Quote