

**THIS IS A DRAFT AND WILL BE REPLACED BY THE FINAL,
SIGNED ORDINANCE ADOPTED BY THE CITY COUNCIL.**

ORDINANCE

AMENDING AND EXTENDING THE CONTRACT WITH MARK43, INC., FOR THE RECORDS MANAGEMENT SYSTEM FOR THE SAN ANTONIO POLICE DEPARTMENT FOR ONE YEAR WITH FOUR ADDITIONAL, ONE-YEAR RENEWALS FOR A FIRST-YEAR COST OF \$975,983.00 AND AN ESTIMATED TOTAL COST OF \$5,393,000.00. FUNDING FOR THE FIRST YEAR OF THE AMENDMENT IS FROM THE FY 2025 GENERAL FUND. FUNDING FOR SUBSEQUENT YEARS IS CONTINGENT UPON CITY COUNCIL APPROVAL OF THE ANNUAL BUDGET.

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WHEREAS, pursuant to Ordinance No. 2019-11-14-0951, the City entered into a contract with Mark43, Inc., for a records management system (RMS) for the San Antonio Police Department (SAPD) which as amended and renewed, terminates on November 13, 2024 (the “Contract”); and

WHEREAS, the RMS integrates with the City’s Public Safety Computer Aided Dispatch (CAD) system and allows for report creation, storage, retrieval, retention, editing, archiving and viewing of law enforcement activities; and

WHEREAS, the parties mutually agree to and desire to extend the term of the Contract for an additional one-year period, with the option for the City to renew for four additional, one-year periods; and

WHEREAS, the Texas Local Government Code indicates that competitive bidding is not required under section 252.022(a)(2), which provides for a procurement necessary to protect the public health or safety; and

WHEREAS, approval of this ordinance authorizes an amendment of the Contract extending the term for an additional one-year period, beginning November 14, 2024, and ending November 13, 2025, with the option for the City to renew for four additional, one-year periods through November 13, 2029, for a first-year cost of \$975,983.00 and an estimated total cost of \$5,393,000.00, including renewals; and

WHEREAS, all expenditures will be in accordance with the applicable fiscal year’s budget approved by City Council; **NOW THEREFORE:**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. This *Amendment No. 3 to the Contract for Records Management System for the San Antonio Police Department* between the City and Mark43, Inc. (the “Amendment”) is hereby approved in all things. A copy of the Amendment is attached hereto as **Exhibit I**. The City Manager or designee is hereby authorized to execute the Amendment on behalf of the City of San Antonio.

SECTION 2. Funding for this ordinance in the amount of \$975,983.40 is available in Fund 11001000, Cost Center 1703080001 and General Ledger 5201047 as part of the Fiscal Year 2025 Adopted Budget approved by City Council.

SECTION 3. Additional funding is contingent upon City Council approval of the Fiscal Year 2026 and subsequent budgets that fall within the term of the contract.

SECTION 4. Payment in the amount in the amount up to \$5,393,000.00 is authorized to Mark43, Inc., and should be encumbered with a purchase order.

SECTION 5. The financial allocations in this ordinance are subject to approval by the Deputy Chief Financial Officer, City of San Antonio. The Deputy Chief Financial Officer may, subject to concurrence by the City Manager or designee, correct allocations to specific SAP Fund Numbers, SAP Project Definitions, SAP WBS Elements, SAP Internal Orders, SAP Fund Centers, SAP Cost Centers, SAP Functional Areas, SAP Funds Reservation Document Numbers, and SAP GL Accounts as necessary to carry out the purpose of this ordinance.

SECTION 6. This ordinance is effective immediately upon passage by eight or more affirmative votes; otherwise, it is effective on the tenth day after passage.

PASSED and APPROVED this ___ day of _____, 2024.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Debbie Racca-Sittre, City Clerk

Andrew Segovia, City Attorney