

REPORT FROM

## OFFICE OF THE CITY ADMINISTRATIVE OFFICER

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Date: April 6, 2018

CAO File No. 0150-10742-0002

Council File No. 18-0074

Council District: --

To: The City Council

From: Richard H. Llewellyn, Jr., City Administrative Officer

Reference: Board of Police Commissioners Transmittal dated January 16, 2018; additional information received April 5, 2018

Subject: **FISCAL YEAR 2017-18 RECORDS MANAGEMENT SYSTEM (RMS) TRAFFIC MODULE GRANT FROM THE CALIFORNIA OFFICE OF TRAFFIC SAFETY**

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### RECOMMENDATIONS

That the Council, subject to the approval of the Mayor:

1. Authorize the Chief of Police, or designee, to:
  - a. Accept the award of the Fiscal Year (FY) 2017-18 Record Management System (RMS) Traffic Citation Module Grant from the State of California, Office of Traffic Safety in the amount of \$4,600,000 for the period of October 1, 2017, through September 30, 2018;
  - b. Execute the Grant Agreement on behalf of the City and submit the necessary documents relative to the grant award, subject to the approval of the City Attorney as to form;
  - c. Negotiate and execute an amendment to the Niche Technology USA Limited, Professional Services Agreement, Contract No. C-128985, for a sum not to exceed \$1.5 million to purchase and implement the Traffic Citation Module, a component of the Department's RMS, subject to the approval of the City Attorney as to form.
2. Authorize the Los Angeles Police Department to:
  - a. Expend the FY 2017-18 RMS Traffic Citation Module Grant funds in accordance with the Grant Agreement;
  - b. Submit grant reimbursement requests to the grantor and deposit grant receipts into Fund No. 339, Department No. 70.

- c. Prepare Controller instructions for any technical adjustments, subject to the approval of the City Administrative Officer, and authorize the Controller to implement the instructions.
3. Authorize the Controller to:
- a. Set up a grant receivable and appropriate \$4,600,000 to an appropriation account, account number to be determined in Fund No. 339, Department No. 70, for the disbursement of the FY 2017-18 RMS Traffic Citation Module Grant funds; and,
  - b. Increase appropriations for the FY 2017-18 RMS Traffic Citation Module Grant as needed from appropriation account number to be determined in Fund No. 339, Department No. 70, to Fund No 100, Department No. 70, Account No. 001092, Sworn Overtime in the amount of \$30,000.

## **SUMMARY**

The Los Angeles Police Department (LAPD) is seeking authority to: 1) Apply for and accept a \$4.6 million grant award for the Fiscal Year 2017-18 Records Management System (RMS) Traffic Citation Module Grant; 2) Execute a grant award agreement between the City and the State of California, Office of Traffic Safety (OTS) for the period of October 1, 2017 through September 30, 2018; 3) Negotiate and execute an amendment to Contract No. C-128985 with Niche Technology USA Limited (Attachment) for the purpose of adding \$1.5 million for the purchase and implementation of the Traffic Citation Module, a component of the Department's RMS; and, expend \$30,000 on Sworn Overtime for the purpose of training officers in the use of related equipment and mobile systems. An additional \$17,200 of the grant will be allocated to out-of-state travel necessary to the project and \$3.0 million will allow for the purchase of handheld data entry devices and related supplies necessary for officers to issue traffic citations electronically. This grant does not require matching funds. It should be noted that the attached contract amendment is in draft form and will be modified prior to execution, including the Deliverables and Payment Schedule which is currently being negotiated.

## **BACKGROUND**

The OTS previously awarded \$3.0 million through the 2016-17 RMS Traffic Citation Module Grant for implementation of a traffic collision module for the RMS; this project is underway and began field testing in September 2017. The collision module allows officers to efficiently collect and report data on traffic collisions just as the traffic citation module being funded in this second round of OTS funding will allow officers to more efficiently report traffic citations. Upon implementation of both modules, this technology will: 1) Link data from the Computer Aided Dispatch, Global Positioning, and RMS systems, driver's licenses, and body-worn and in-car video cameras to collision and traffic citation reports for more complete reporting; 2) Eliminate of the annual expense (\$244,364) of transcription services paid by the City to the Los Angeles County Superior Court for converting paper traffic citations to electronic format; 3) Streamline administration of the citation review process, including allowing officers to submit reports for review as soon as they

are ready and supervisors being able to comment and/or return a report to an officer for corrections immediately after their review; and, 4) Improve data availability for trend analysis which will allow the Department and outside agencies to more quickly identify areas of concern and enforcement in those areas, improve apprehensions in hit and run cases, and reduce fatalities and injuries.

### **FISCAL IMPACT STATEMENT**

Approval of the recommendations in this report will have no additional impact on the General Fund. The grant is in compliance with the City's Financial Policies in that one-time revenue is used for one-time expenses. No matching funds are required for this grant and approval of the recommendations in this report will have no impact on the General Fund.

*RHL:TJM:04180087*

Attachment

**SECOND AMENDMENT TO CONTRACT NUMBER C-128985  
BETWEEN  
THE CITY OF LOS ANGELES  
AND  
NICHE TECHNOLOGY USA LIMITED**

This **SECOND AMENDMENT** to Agreement Number C-128985 (“Second Amendment”) is made and entered into by and between the City of Los Angeles, a municipal corporation, (hereinafter the “City”), acting by and through the Los Angeles Police Department (hereinafter the “Department” or “LAPD”) and Niche Technology USA Limited, (hereinafter “Niche” or “Contractor”).

**RECITALS**

**WHEREAS**, the California Office of Traffic Safety (“OTS”), has provided financial assistance to the City through the Fiscal Year (FY) 2017-18 RMS Traffic Citation Module Grant (“Grant”) in the amount of \$4,600,000.00 (“Grant Funds”), such Grant Funds having been awarded to the City for equipment and services necessary to update the Traffic Citation Module for the Department’s Record Management System (RMS), which is undergoing a systemwide upgrade, and such Grant having been accepted by the Los Angeles City Council and the Mayor on September 5, 2017 (C.F.#17-0306); and

**WHEREAS**, the Grant is administered by the LAPD and the project will be managed and coordinated by the LAPD’s Information Technology Bureau; and

**WHEREAS**, the Grant is being provided to support the transitioning of LAPD’s current Uniform Crime Reporting Summary Reporting System to the National Incident-Based Reporting System (NIBRS), a data collection and reporting system for law enforcement that allows LAPD to obtain more clearly defined measures on the effectiveness of its activities, programs, and initiatives, and is an integral part of its technology modernization program; and

**WHEREAS**, in 2015, the LAPD began a technology modernization program with an emphasis on upgrading its Records Management System (RMS) to replace outdated mainframe applications, further facilitate electronic field reporting, and digitize all workflow, such as incident reports, arrests, bookings, warrants; and

**WHEREAS**, the LAPD and the Contractor entered into Los Angeles City Contract No. C-128985 (“Original Agreement”) for the Contractor to provide a modernized law enforcement RMS to the LAPD for a period of three years, which commenced on March 3, 2017, and expires on March 2, 2020; and

**WHEREAS**, the First Amendment allocated Eight Hundred Thousand Dollars (\$800,000.00) from the U.S. Department of Justice, Bureau of Justice Statistics Fiscal Year (FY) 2016-18 National Crime Statistics Exchange (NCS-X) Implementation

Assistance Program grant for software licensing and system implementation of the RMS;  
and

**WHEREAS**, the City and Contractor are desirous of executing this Second Amendment to the Original Agreement to allocate One Million Five Hundred Thousand Dollars (\$1,500,000.00) of the Grant Funds to purchase and implement the Traffic Citation Module, a component of the Department's Records Management System upon the terms more fully set forth in the Original Agreement and this Second Amendment; and

**WHEREAS**, the allocation of the Grant Funds does not change the total compensation paid to the Contractor but does reduce the City's general funds allocated to the Contractor for the RMS from \$9,388,800.00 to \$7,888,800.00; and

**WHEREAS**, the Services which are the subject of this Second Amendment have been approved by the Los Angeles City Council and the Grantor, and the execution of this Second Amendment has been authorized by the Los Angeles City Council and the Mayor (C.F. #17-0306, 9/05/17); and

**WHEREAS**, the services to be provided herein are of a professional, expert, temporary, and occasional nature; and

**WHEREAS**, pursuant to Los Angeles City Charter Section 1022, the Los Angeles City Council or designee has determined that the work can be performed more economically or feasibly by an independent contractor than by City employees; and

**WHEREAS**, Section 10.1 of the Original Agreement provides for amendments; and

**WHEREAS**, this Second Amendment is necessary and proper to continue and/or complete certain activities under the Original Agreement and this Second Amendment.

**NOW THEREFORE**, the City and the Contractor hereby agree that the Original Agreement be amended as follows:

1. Exhibit C of the Original Agreement entitled "Deliverables and Payment Schedule" is hereby amended in its entirety to reflect the \$1,500,000.00 of the Grant Funds and is restated as set forth in Attachment 1 of this Second Amendment, attached hereto.
2. Section 5.1 Compensation and Method of Payment
  - A. City shall pay to Contractor as compensation for complete and satisfactory performance of the terms of this Agreement, an amount not to exceed Twelve Million Six Hundred Eighty-Eight Thousand Eight Hundred Dollars (\$12,688,800.00), including state and local taxes (where applicable). The foregoing payment represents the total compensation to be paid by City to Contractor for services to be performed as designated in this Agreement. The total compensation shall be comprised of Two Million Five Hundred Thousand Dollars (\$2,500,000.00) of the FY 2016-17 RMS Traffic Module Grant, Eight

Hundred Thousand Dollars (\$800,000.00) of the FY 2016-18 National Crime Statistics Exchange (NCS-X) Implementation Assistance Program Grant, One Million Five Hundred Thousand Dollars (\$1,500,000.00) of the FY 2017-18 RMS Traffic Citation Module Grant, and Seven Million Eight Hundred Eighty-Eight Thousand Eight Hundred Dollars (\$7,888,800.00) of City of Los Angeles general funds or other funding sources. The foregoing payment represents the total compensation to be paid by City to Contractor for equipment and services to be performed as designated in this Agreement.

3. Section 1.2 Representatives of the Parties and Service of Notices

B. With copies to:

Commanding Officer  
Information Technology Bureau  
Los Angeles Police Department  
100 West First Street, Suite 842  
Los Angeles, CA 90012  
(213) 486-0370

4. Section 5.2 Compensation and Method of Payment

B. Invoices shall be submitted to:

Commanding Officer  
Information Technology Bureau  
Los Angeles Police Department  
100 West First Street, Suite 842  
Los Angeles, CA 90012  
(213) 486-0370

5. Ratification

Due to the need for the Contractor's services to be provided continuously on an ongoing basis, Contractor may have provided services prior to the execution of this contract. To the extent that said services were performed in accordance with the terms and conditions of the Original Agreement and this Amendment, those services are hereby ratified.

6. Except as herein amended, modified or otherwise provided, all terms and conditions of the Original Agreement shall remain unchanged and shall be deemed to be the terms and conditions of this Second Amendment.
7. This Second Amendment may be executed in one or more counterparts, each of which will be deemed an original, but all of which together will constitute one and the same instrument. This Second Amendment includes four pages and one Attachment (all such Attachments made a part hereof), all of which constitute the entire

understanding and agreement of the parties with respect to the matters set forth herein. In the event of an inconsistency between any of the provisions of this Second Amendment (and any Attachments attached hereto) and the Original Agreement, prior amendments thereto, and attachments thereto, the inconsistency shall be resolved by giving precedence in the following order:

- A. This First Amendment to Original Agreement C-128985
- B. The Second Amendment to Original Agreement C-128985,
- C. LAPD Contract No. C-128985,
- D. Standard Provisions for City Contracts (Rev. 03/09).

**IN WITNESS THEREOF**, the parties hereto have caused this Agreement to be executed by their respective duly authorized representatives.

**THE CITY OF LOS ANGELES**

**NICHE TECHNOLOGY USA LIMITED**

By: \_\_\_\_\_  
CHARLIE BECK  
Chief of Police

By: \_\_\_\_\_  
CHRIS SCHNEIDER  
President

Date: \_\_\_\_\_

Date: \_\_\_\_\_

**APPROVED AS TO FORM:**

MICHAEL N. FEUER, City Attorney

(2<sup>nd</sup> Corporate Officer)

By: \_\_\_\_\_  
BARAK VAUGHN  
Deputy City Attorney

By: \_\_\_\_\_  
ROLAND SCHNEIDER  
Principal

DATE: \_\_\_\_\_

DATE: \_\_\_\_\_

**ATTEST:**

HOLLY L. WOLCOTT, City Clerk

By: \_\_\_\_\_  
Deputy City Clerk

Date: \_\_\_\_\_

City Business Tax Registration Certificate (BTRC) Number: 0002943667-001-7

Internal Revenue Service Taxpayer Identification Number: 33-0997243

Agreement Number: C-128985-1



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**ATTACHMENT 1**

**DELIVERABLES AND PAYMENT SCHEDULE**

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TBD