

06/03/19  
06/17/19

ORDINANCE M - \_\_\_\_\_

AN ORDINANCE authorizing the City Manager or designee to execute an Agreement with Mark43, Inc., a Delaware corporation licensed to do business in the State of Washington (hereinafter “Contractor”), for the provision of professional services and cloud-based software as a service (collectively “Services”) for the benefit of providing the City of Vancouver, Washington (“City”), with a police record management system (RMS); and providing required Terms that such Agreement be for an initial term of not more than five (5) years; providing for severability; and setting an effective date.

WHEREAS, Contractor is a company that provides cloud-based Software as a Service for law enforcement agencies; and

WHEREAS, Contractor was selected by the City following a rigorous procurement process utilizing a request for proposals (RFP) and an evaluation committee comprised of City staff with a broad variety of experiences, specializations and RMS system needs; and

WHEREAS, City staff and the Contractor have negotiated a tentative Agreement containing mutually agreeable terms including payments in a not-to-exceed amount of one million two hundred seventy-eight thousand one hundred and sixteen dollars (\$1,278,116.00) for Services over an initial term of five (5) years, plus the benefit of two renewal term option periods of five (5) years each, which may be exercised at the City’s election; and

**ORDINANCE - 1**  
Does not require codification

WHEREAS, upon execution of an Ordinance, the City Council has the authority to approve contracts involving the payment of money out of the appropriations of more than one year pursuant to City Charter Section 11.05; and

WHEREAS, the City wishes to obtain Contractor's Services pursuant to appropriate terms so as to obtain the benefits of a police RMS.

NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF VANCOUVER:

**Section 1.** Approval. The City Manager or designee is hereby authorized to execute an Agreement with Contractor for provision of Services to provide the City with the benefits of a police RMS.

**Section 2.** Terms. The initial term of such Agreement shall not exceed five (5) years.

**Section 3.** Severability. If any clause, sentence, paragraph, section, or part of this ordinance or the application thereof to any person or circumstances shall be adjudged by any court of competent jurisdiction to be invalid, such order or judgment shall be confined in its operation to the controversy in which it was rendered and shall not affect or invalidate the remainder of any parts thereof to any other person or circumstances and to this end the provisions of each clause, sentence, paragraph, section or part of this law are hereby declared to be severable.

**Section 4.** Effective Date. This ordinance shall go into effect five (5) days after its recording.

**ORDINANCE - 2**

Does not require codification

Read First Time:

Ayes: Councilmembers

Nays: Councilmembers

Absent: Councilmembers

Read Second Time:

Passed by the following vote:

Ayes: Councilmembers

Nays: Councilmembers

Absent: Councilmembers

SIGNED this \_\_\_\_\_ day of \_\_\_\_\_, 2019.

\_\_\_\_\_  
Anne McEnery-Ogle, Mayor

Attest:

\_\_\_\_\_  
Natasha Ramras, City Clerk

Approved as to form:

\_\_\_\_\_  
E. Bronson Potter, City Attorney

**ORDINANCE - 3**

Does not require codification

## SUMMARY

### ORDINANCE M-\_\_\_\_\_

AN ORDINANCE authorizing the City Manager or designee to execute an Agreement with Mark43, Inc., a Delaware corporation licensed to do business in the State of Washington, for the provision professional services and cloud-based software as a service for the benefit of a police record management system for the City of Vancouver, Washington; providing terms for such Agreement; providing for severability; and setting an effective date.

The full text of this ordinance will be mailed upon request. Contact Raelyn McJilton, Records Officer at (360) 487-8799, or via [www.cityofvancouver.us](http://www.cityofvancouver.us) (Go to City Government and Public Records).

### **ORDINANCE - 4**

Does not require codification