

**CITY OF EL PASO, TEXAS
AGENDA ITEM
DEPARTMENT HEAD'S SUMMARY FORM**

AGENDA DATE: September 24, 2024
PUBLIC HEARING DATE: Not Applicable

CONTACT PERSON(S) NAME AND PHONE NUMBER:
Peter Pacillas, Police Chief (915) 212-4305
K. Nicole Cote, Managing Director (915) 212-1092

DISTRICT(S) AFFECTED: All

STRATEGIC GOAL: No. 2: Set the Standard for a Safe and Secure City

SUBGOAL: 2.3 Increase public safety operational efficiency

SUBJECT:

Discussion and action that the Managing Director of the Purchasing & Strategic Sourcing Department be authorized to issue Purchase Order(s) to Vigilant Solutions, LLC, the sole source provider and to maintain standardization for the Vigilant Commercial Data investigative platform, for a term of three (3) years for an estimated amount of \$216,884.88. This contract will allow the Police Department to continue to have access to license plates data.

BACKGROUND / DISCUSSION:

This contract will provide the El Paso Police Department access to data gathered nationwide from commercial applications such as access control, tolling, asset recovery and more. Vigilant Commercial Data investigative platform provider offers over 6 billion nationwide detections, with over 150 million more added monthly. This subscription is critical to the mission of the El Paso Police Department.

SELECTION SUMMARY:

Vigilant Solutions, LLC is the sole source provider of Vigilant Commercial Data investigative platform.

CONTRACT VARIANCE:

The difference based in comparison to the previous contract is as follows: an increase of \$47,339.88 which represents 27.92% increase due to the addition of twenty-seven (27) cameras to the contract.

PROTEST

N/A

PRIOR COUNCIL ACTION:

N/A

AMOUNT AND SOURCE OF FUNDING:

Amount: \$216,884.88

Funding Source: General Fund

Motor Vehicle Crime Prevention Authority Grant

IISC-SHSP-Matrix Fusion Center Grant

West Texas Anti-Gang Center Grant

Account: 522150-321-1000-21190

522150-321-2710-21230-P2104-GS2125MVC

522150-321-2710-21230-P2104-GT2124FUS

522150-321-2680-P2104-21210-GS2125TAG

HAVE ALL AFFECTED DEPARTMENTS BEEN NOTIFIED? YES ___ NO

PRIMARY DEPARTMENT: Police

SECONDARY DEPARTMENT: Purchasing & Strategic Sourcing

*****REQUIRED AUTHORIZATION*****

DEPARTMENT HEAD:



Peter Pacillas, Police Chief

Project Form
Non-Competitive

*****Posting Language Below*****

Please place the following item on the Regular Agenda for the City Council of September 24, 2024

Strategic Goal 2 - Set the Standard for a Safe and Secure City

The linkage to the Strategic Plan is subsection: 2.3 Increase public safety operational efficiency

Award Summary:

Discussion and action that the Managing Director of the Purchasing & Strategic Sourcing Department be authorized to issue Purchase Order(s) to Vigilant Solutions, LLC, the sole source provider and to maintain standardization for the Vigilant Commercial Data investigative platform, for a term of three (3) years for an estimated amount of \$216,884.88. This contract will allow the Police Department to continue to have access to license plates data.

Contract Variance:

The difference based in comparison to the previous contract is as follows: An increase of \$47,339.88 for the initial term, which represents a 27.92% increase due to the addition of twenty-seven (27) cameras to the contract.

Department:	Police
Award to:	Vigilant Solutions, LLC
City & State:	Pleasanton, CA
Item(s):	All
Initial Term:	3 Years
Option Term:	N/A
Total Contract Time:	3Years
Annual Estimated Award:	\$69,819.96 Year 1 \$72,364.96 Year 2 \$74,699.96 Year 3
Initial Term Estimated Award:	\$216,884.88
Option Term Estimated Award:	N/A
Total Estimated Award:	\$216,884.88
Account(s):	321 – 1000 – 21190 – 522150 321-2710-21230-522150- P2104-GS2125MVC 321-2710-21230-522150- P2104-GT2124FUS 321-2680-21210-522150- P2104-GS2125TAG
Funding Source(s):	General Fund Motor Vehicle Crime Prevention Authority Grant IISC-SHSP-Matrix Fusion Center Grant West Texas Anti-Gang Center Grant
District(s):	All

Non-Competitive Procurement under Local Government General Exemption: Section 252.022 - (7) a procurement of items that are available from only one source (A) items that are available from only one source because of patents, copyrights, secret processes, or natural monopolies.

The Purchasing & Strategic Sourcing Department and Police Department recommend award as indicated to Vigilant Solutions, LLC under the exemption listed above.

It is requested that the City Manager be authorized to establish the funding sources and make any necessary budget transfers and execute any and all documents necessary for execution of this award.

Additionally, it is requested that the City Attorney's Office review and that the City Manager or designee be authorized to execute any related contract documents and agreements necessary to effectuate this award.



PURCHASING & STRATEGIC SOURCING DEPARTMENT

SOLE SOURCE AFFIDAVIT

THIS IS AN OFFICIAL PURCHASING DOCUMENT-RETAIN WITH PURCHASE ORDER FILE

Before me, the undersigned official, on this day, personally appeared a person known to me to be the person whose signature appears below, whom after being duly sworn upon his/her oath deposed and said:

1. My name is SEAN HEIECK. I am over the age of 18, have never been of a convicted crime and am competent to make this affidavit.
2. I am an authorized representative of the following company or firm: VIGILANT SOLUTIONS / MOTOROLA SOLUTIONS
3. The above named company or firm is the sole source for the following item(s), product(s) or service(s):
LICENSE PLATE RECOGNITION, LEARN PLATFORM
4. Competition in providing the above named item(s) product(s), service(s) is precluded by the existence of a patent, copyright, secret process or monopoly as stated under Section 252.022, Subchapter A of the Local Governmental Code 7A or as provided for under 7B-F of the same section. Also, attached hereto is a sole source letter, which sets forth the reasons why this Vendor is a sole source provider (dated and signed).
5. There is/are no other like item(s) or product(s) available for purchase that would serve the same purpose or function.
6. **Note: This Vendor understands that by providing false information on this Sole Source Affidavit, it may be considered a non-responsible Vendor on this and future purchases and may result in discontinuation of any/all business with the City of El Paso.**

Sean Heieck
Signature

SUBSCRIBED AND SWORN to before me on this 20 day of 7, 2023

**See Attached
Notarization**

NOTARY PUBLIC

PRINTED NAME

MY COMMISSION EXPIRES

COMPANY NAME: VIGILANT SOLUTIONS / MOTOROLA SOLUTIONS
 ADDRESS, CITY, STATE & ZIP CODE: 1152 STOKATA STREET LIVERMORE, CA 94551
 PHONE: (949) 618-9398 FAX NUMBER: _____
 CONTACT NAME AND TITLE: SEAN HEIECK AREA SALES MANAGER
 WEB ADDRESS: MOTOROLA SOLUTIONS, COM EMAIL: SEAN.HEIECK@MOTOROLASOLUTIONS.COM
 FEDERAL TAX ID NUMBER: 36-1115800 TEXAS SALES TAX NUMBER: _____

CALIFORNIA JURAT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

STATE OF CALIFORNIA }
COUNTY OF ORANGE } S.S.

Subscribed and sworn to (or affirmed) before me on this

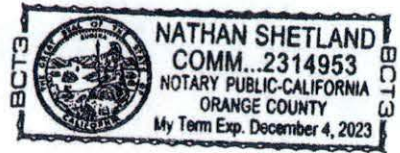
20th day of July, 2023,

By Sean Heieck

proved to me on the basis of satisfactory evidence to be the person(s) who appeared before me.



Signature: _____
(Notary Public)



(Notary Seal)

Optional

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Further Description of Any Attached Document

Title or Type of Document: Purchasing by Strategic Sourcing Department
Sole Source Affidavit

Document Date: 07/20/2023 Number of Pages: 1

Signer(s) Other Than Named Above: N/A

July 19, 2023

Re: Vigilant Sole Source Justification

To whom it may concern,

I am providing this letter as written confirmation of the ownership and market status of our license plate recognition (LPR) systems. Vigilant Solutions (*a wholly-owned subsidiary of Motorola Solutions, Inc.*) is the sole manufacturer of our LPR products; Vigilant Car-Detector Mobile, Car-Detector Fixed, L5F (fixed), L5M (mobile), Reaper HD (fixed and mobile), L5Q, and L6Q (quick deploy) camera systems. Additionally, it is the provider of Vigilant Commercial Data investigative platform, LEARN, LEARN Mobile, Mobile Companion (iOS and Android App), and the Target Alert Service (TAS).

We appreciate your consideration of expanding your relationship with and use of Vigilant as your LPR provider. We are pleased to present you with the following elements to support a sole source justification for Vigilant Solutions' LPR hardware and LEARN database.

- Vigilant developed, owns and maintains the world's single largest LPR data sharing initiative, known as LEARN. LEARN consists of over 36 billion plate scans and is growing exponentially. This data consists of commercially collected LPR data owned by Vigilant (Commercial Data), Private businesses, and HOAs (Enterprise Data) and detections from fellow law enforcement customers. This data is exclusively available for law enforcement customer investigations via LEARN.
- Vigilant Commercial Data is significant, with over 16+ billion detections. These detections are critical to law enforcement investigators and are only available through Vigilant.
- LEARN is the only LPR database hosted in an Azure.gov environment that is CJIS compliant. While license plate reader data inherently contains no personal information, it is linkable through other sources or free text data fields that may enable the end-user to input data that could be viewed as personally identifiable information (PII) or Criminal Justice Information (CJI). Of greater relevance, law enforcement hotlist information, such as NCIC data, is managed by Motorola law enforcement customers and may contain CJI as defined in 4.1 of the CJIS Security Policy. For these reasons, Motorola has voluntarily implemented CJIS security controls we believe are necessary to comply with the relevant sections.
- LEARN features full auditing and reporting of all user and agency manager transactions within the LEARN system. Only agencies with an Originating Agency Identifier (ORI) number can access LEARN law enforcement data.
- Agency collected data access and retention policies are managed by the customer. Unlimited LPR data storage is offered at no additional cost to Vigilant Public Safety customers, with no retention limits within the legal bounds of the respective state law.
- Vigilant offers full data-sharing ownership and control to the individual customer. Vigilant will not use law enforcement customer data for any purpose.
- Only Vigilant offers in-app alerts on Mobile Companion and Excessive Plate Alerting.

- Vigilant's LPR hardware can only be accessed by utilizing the LEARN server. Third-party LPR vendors cannot ingest our detections directly from our cameras. Conversely, Vigilant can consume competitors' LPR data directly from their cameras or API.
- Vigilant is the sole LPR provider to offer all of these investigative analytic tools to assist in developing leads in a law enforcement investigation in one place;
 - **QuickSearch**- Full & Partial plate, Smart Wildcard, Vehicle Type, Body Class, Make, Model, Year, Color, Registration State, and VIN searching. Only Vigilant offers VIN searching.
 - **Stakeout**- Define locations on a map (up to 30) using geo-boundaries to create groupings of detections. The groupings can show site visits of individual LPR vehicles and their detections. Stakeout will show duplicated vehicles across multiple locations in a Common Plate Report. With a known target plate, associated vehicles can be identified.
 - **Locate Analysis**- Provides a full analytical workup of a vehicle based on location data. This analysis will provide location data and the most popular time the vehicle has been seen at the location.
 - **Location Vehicles**- Allows users to quickly view 50 vehicles that were scanned before and after this unique detection. The user can adjust the number of viewable vehicles to 250.
 - **Associated Vehicles**- Quickly identify vehicles scanned within 250 feet of the selected vehicle at three or more locations, where each of the locations was separated by more than a mile.
 - **Convoy Analysis**- Quickly identify vehicles that may be following the selected vehicle through three or more fixed LPR locations and proactively create an alert if requested. Only Vigilant offers automatic alerting.
- New detections can be cross-referenced against user-defined Federal (NCIC), State, and local hotlists, allowing users to receive near real-time alerts in and outside their jurisdiction. Vigilant is the only LPR provider whose hotlists are directly shareable by the customer and have customizable hotlist user alerts. With Vigilant, you can choose which users get what alerts.
- Vigilant is the sole LPR provider that utilizes the Vulcan AI Engine to determine Make, Model, Vehicle Type, and Color from new detections and analyze its existing database detections to create a Comprehensive Data Set of hundreds of millions unique plates.
- Vigilant is the sole LPR provider that offers free access to the Vigilant Solutions Law Enforcement Academy (VSLEA) for LPR training. This training is being provided via webinar, on-demand, or in-person. Vigilant is the only LPR provider that offers CA POST and IADLEST certified LPR training classes.
- Vigilant is the sole LPR provider to offer a complete end-to-end LPR solution. Multi-lens, multi-sensor cameras (Reaper HD, L5M, and L5F), single lens, single sensor, quick-deploy, solar cameras (L5Q and L6Q).

Best regards,

Lindsay Plummer
Vigilant Renewals Manager



Motorola Solutions Inc.
500 W. Monroe St
Chicago IL 60661

www.motorolasolutions.com



PURCHASING & STRATEGIC SOURCING DEPARTMENT

SOLE SOURCE AFFIDAVIT

THIS IS AN OFFICIAL PURCHASING DOCUMENT-RETAIN WITH PURCHASE ORDER FILE

Before me, the undersigned official, on this day, personally appeared _____ a person known to me to be the person whose signature appears below, whom after being duly sworn upon his/her oath deposed and said:

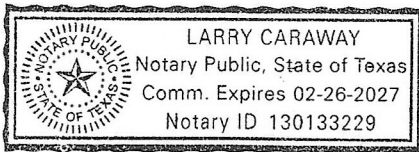
1. My name is Darion Jermell Durant. I am over the age of 18, have never been of a convicted crime and am competent to make this affidavit.
2. I am an authorized representative of the following company or firm: _____
3. The above named company or firm is the sole source for the following item(s), product(s) or service(s):

4. Competition in providing the above named item(s) product(s), service(s) is precluded by the existence of a patent, copyright, secret process or monopoly as stated under Section 252.022, Subchapter A of the Local Governmental Code 7A or as provided for under 7B-F of the same section. Also, attached hereto is a sole source letter, which sets forth the reasons why this Vendor is a sole source provider (dated and signed).
5. There is/are no other like item(s) or product(s) available for purchase that would serve the same purpose or function.
6. **Note: This Vendor understands that by providing false information on this Sole Source Affidavit, it may be considered a non-responsible Vendor on this and future purchases and may result in discontinuation of any/all business with the City of El Paso.**

Signature

SUBSCRIBED AND SWORN to before me on this

17 day of September 2024



NOTARY PUBLIC

PRINTED NAME

MY COMMISSION EXPIRES

COMPANY NAME: Vigilant Solutions / Motorola Solutions

ADDRESS, CITY, STATE & ZIP CODE 415 E Exchange Pkwy Allen, TX 75002

PHONE: (214) 483-2092 FAX NUMBER: _____

CONTACT NAME AND TITLE: DJ Durant / Area Sales manager

WEB ADDRESS: motorola solutions.com EMAIL: ~~DJ.Durant~~ DJ.Durant @ motorola solutions.com

FEDERAL TAX ID NUMBER: 36-1115800 TEXAS SALES TAX NUMBER: _____

September 16, 2024

Re: Vigilant Sole Source Justification

To whom it may concern,

I am providing this letter as written confirmation of the ownership and market status of our license plate recognition (LPR) systems. Vigilant Solutions (*a wholly-owned subsidiary of Motorola Solutions, Inc.*) is the sole manufacturer of our LPR products; Vigilant Car-Detector Mobile, Car-Detector Fixed, L5F (fixed), L5M (mobile), Reaper HD (fixed and mobile), L5Q, and L6Q (quick deploy) camera systems. Additionally, it is the provider of Vigilant Commercial Data investigative platform, LEARN, LEARN Mobile, Mobile Companion (iOS and Android App), and the Target Alert Service (TAS).

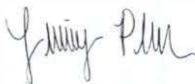
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Best regards,

Lindsay Plummer
Vigilant Renewals Manager



Motorola Solutions Inc.
500 W. Monroe St
Chicago IL 60661

www.motorolasolutions.com

DISCLOSURE OF CAMPAIGN CONTRIBUTIONS AND DONATIONS FORM

In compliance with [Title 2, Chapter 2.92, Section 2.92.080](#)

Introduction:

Individuals or entities benefiting by a City Council Agenda item must disclose contributions or donations made to current members of Council under the City's Ethics Code. The information on this form is being captured for transparency purposes and will be noted on the relevant City Council Agenda. **Contributions and Donations do NOT disqualify an applicant from doing business with the City.**

Definitions:

- "Contribution" A direct or indirect transfer of money, goods, services, or any other thing of value and includes an agreement made or other obligation incurred, whether legally enforceable or not, to make a transfer. The term includes a loan or extension of credit, other than those expressly excluded by the Texas Election Code, and a guarantee of a loan or extension of credit.
- "Contributor" A person making a contribution, including the contributor's spouse.
- "Donation" Cash and the value of any in-kind contributions or gifts to the council member for use by their office or in their district.
- "Donor" An individual and spouse, a business entity, or an individual who owns a business entity in whole or in part, or is operated by the individual, that is the subject of a council agenda item.
- "Benefiting" Shall include but not be limited to any contract, bid award, franchise, permit, zoning or rezoning, and other award that council will vote on.

Instructions: Please read and complete this form carefully. If you have made campaign contributions or donations to any current City Council member(s) totaling an aggregate of \$500 or more during their campaign(s) or term(s) of City office, you are required to disclose the information as specified below. If you have not made such contributions or donations past the limit specified in the ordinance, you are required to affirm your compliance with the municipal code. Please submit this completed form along with your application or proposal to the relevant city department. Failure to disclose campaign contributions or donations as required by the ordinance may result in a violation of the City's Ethics Code requirements, and sanctions under the Ethics Code 2.92.

Contributor / Donor Information:

Full Name

DJ Durant

Business Name

Vigilant

Agenda Item Type

Relevant Department

LPR

Disclosure Affirmation: Please check the appropriate box below to indicate whether you have made campaign contributions or donations totaling an aggregate of \$500 or more to any City Council member(s) during their campaign(s) or term(s) of City office specified in Section 2.92.080 of the El Paso Municipal Code.

I have **NOT** made campaign contributions or donations totaling an aggregate of \$500 or more to any City Council member(s) during their campaign(s) or term(s) of City office, as specified in Section 2.92.080 of the El Paso Municipal Code.

OR

I have made campaign contributions or donations totaling an aggregate of \$500 or more to the following City Council member(s) during their campaign(s) or term(s) of City office:

OFFICE	CURRENT COUNCIL MEMBER NAME	AMOUNT (\$)
Mayor		
District 1		
District 2		
District 3		
District 4		
District 5		
District 6		
District 7		
District 8		

Declaration: I hereby affirm that the information provided in this disclosure form is true and accurate to the best of my knowledge. I understand that this disclosure is required by Title 2, Chapter 2.92 of the El Paso Municipal Code and is subject to verification by the city authorities. Further, **I understand that upon submission of this form, I must disclose any subsequent contributions or donations prior to the relevant council meeting date.**

Signature: c53e7124-d43a-4042-af2e-b927f5b4166a Digitally signed by c53e7124-d43a-4042-af2e-b927f5b4166a Date: 2024.09.17 12:03:09 -05'00' Date: 9/17/24