

**MINUTES OF THE SPECIAL COUNCIL MEETING
OF THE CITY OF TARRANT, ALABAMA**

HELD ON Tuesday, March 14, 2017

The Honorable City Council of the City of Tarrant, Alabama met in special session, on the 14th day of March, 2017, at 6:30 pm in the conference room at City Hall.

Mayor Loxcil B. Tuck called the meeting to order. Mayor Tuck requested that Fire Chief Jason Rickels lead the prayer.

Mayor Tuck asked City Clerk Dan Weinrib to call the roll. Upon roll call, the following officials answered present:

Catherine "Cathy" Anderson	Councilor
John T. "Tommy" Bryant	Councilor
Tanyika Fields	Councilor
Laura D. Horton	Mayor Pro Tempore & Councilor
Joe A. Matthews	Councilor
Loxcil B. Tuck	Mayor

Under new business, Anderson introduced the following proposed resolution:

RESOLUTION NO. 8327

A RESOLUTION AUTHORIZING A CONTRACT WITH SOUTHERN SOFTWARE, INC., CONCERNING SERVER SOFTWARE, A RECORDS MANAGEMENT SYSTEM, AND A COMPUTER AIDED DISPATCH SOFTWARE SYSTEM, AND A CONTRACT WITH DELL, INC. CONCERNING COMPUTER AND SERVER HARDWARE.

WHEREAS, the City of Tarrant, Alabama ("City") wishes to acquire new server hardware for use by its public safety departments, including Fire & Rescue, Police, and the Municipal Jail (collectively "Tarrant Public Safety");

WHEREAS, acquiring this new server hardware includes replacing servers currently in use by Tarrant Public Safety, which are at their end-of-life, such that vendors can no longer source replacement parts for the servers should parts fail;

WHEREAS, the server hardware currently in use by Tarrant Public Safety is at a high risk of critical failure with no recourse to resolve such failures due to lack of acquirable replacement parts;

WHEREAS, the operating system software currently in use by the City server hardware has reached its end-of-life date and as such no longer receives any security updates, placing Tarrant Public Safety in critical danger of being successfully targeted by malware, viruses, ransomware, and other related hacking tools;

WHEREAS, the Computer-Aided Dispatch Software System ("CAD Software") currently in use by Tarrant Public Safety was coded in such a way that the architecture used by it is incompatible with current server hardware operating systems, and new CAD Software must be acquired along with new server hardware and software;

WHEREAS, the Records Management System ("RMS") currently in use by Tarrant Public Safety was also coded in such a way that the architecture used by it is incompatible with current server hardware operating systems, such that a new RMS (including RMS software and hardware) must be acquired along with new server hardware, server software, and CAD Software;

WHEREAS, along with new server hardware, server software, the RMS, and CAD Software, new computer hardware compatible with said RMS and CAD Software must be acquired for Tarrant Public Safety, including Emergency Dispatch;

WHEREAS, CAD Software provides various critical safety functions, including: the ability to collect information about an E-911 call and relay that information to emergency responders, the ability of Tarrant Public Safety employees to receive pre-dispatch instructions for the location to which the employee is dispatched, such that the employee will be made aware of any dangerous instrumentalities, situations, persons, etc., at said location; the prevention of sending employees to the wrong address so that critical time is not lost responding to emergencies; the prioritization of dispatch calls so that emergency personnel is properly sent to the most pressing emergencies first; the communication of alerts regarding lower priority calls so that they are responded to once more dire emergencies are handled; and providing a database of emergency contact information for individuals, businesses, and inter-governmental agencies such as the FBI, DEA, ATF, ALEA, Homeland Security, dive teams, bomb squads, swat teams, sister-city police forces, Jefferson County Sheriff, etc.;

WHEREAS, the server hardware, server software, and the RMS provides critical records management and storage for Tarrant Public Safety, including: I/O reports; arrest reports; citation logs; case management; accident reports; evidence/stored property logs; ordinance logs; victim assistance logs; CAD logs; jail booking logs; outstanding warrants; court payments; court payment tracking; and jail inmate medication lists, allergies, special diets, suicide watch lists, and information regarding jail inmate conflicts with other inmates to prevent said inmates from injuring each other;

WHEREAS, should the server hardware fail, in light of the lack of adequate replacement parts, Tarrant Public Safety may permanently lose certain critical data identified in the immediately preceding paragraph;

WHEREAS, the server hardware and software provide Tarrant Public Safety with access to the Alabama Criminal Justice Information System ("ACJIS"), Police and Fire & Rescue dispatch through CAD Software, jail booking, the National Crime Information Center ("NCIC"), the internet, and various other programs and systems, should the server hardware fail, Tarrant Public Safety will immediately lose access to the aforementioned critical systems;

WHEREAS, the CAD and RMS software are customized by the vendor for the City;

WHEREAS, in light of the above, the City Council for the City of Tarrant, Alabama ("City Council") finds that acquiring new computer hardware, new server hardware, and new software, including server software, the RMS, and CAD Software, is related to and/or impacts the safety and security of persons, structures, facilities, and/or infrastructures;

WHEREAS, the City Council also finds that acquiring the aforementioned software and hardware is related to and/or impacts upon security plans, procedures, assessments, measures, and/or systems of the City;

WHEREAS, under similar circumstances, in Opinion No. 2014-047, the Alabama Attorney General opined that an acquisition like the one involved here relates to or has an impact upon the security or safety of persons, structures, facilities, or infrastructures and, therefore, falls within an exception to Alabama's Competitive Bid Law under section 41-16-51(A)(15) of the *Code of Alabama* (1975);

WHEREAS, the immediate threat of failure of these important public safety systems poses a real emergency and time is of the essence;

WHEREAS, despite such exception, the City, through its City Council, has extensively consulted with numerous other cities and their public safety officials, and other providers of similar hardware and software in order to ensure that the City will obtain the best quality and value from among a number of different vendors; and

WHEREAS, the City Council has determined that the computer services and software proposed by Southern Software, Inc., and the computer and server hardware proposed by Dell, Inc. provide the best and most cost-efficient option for the City.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Tarrant, Alabama, as follows:

A. The City Council accepts the proposal by Southern Software, Inc. to provide new server software, the RMS, and CAD Software for the City. The Proposal is attached hereto as Exhibit A to this Resolution.

B. The City Council authorizes the City, through its Mayor, to enter into on behalf of the City, contract(s) with Southern Software, Inc., with material terms that are in a form similar to those in Exhibit A, subject to approval by the City Attorney, and to carry out the terms of such contract(s). The City, through its Mayor, is further authorized to execute on behalf of the City any such other, further, or different documents that may be necessary in order to carry out the transaction contemplated by such agreements.

C. The City Council accepts a proposal by Dell, Inc. to provide new server hardware for the City. The Proposal is attached hereto as Exhibit B to this Resolution.

D. The City Council accepts a proposal by Dell, Inc. to provide new computer hardware for the City Police Department. The proposal is attached hereto as Exhibit C to this Resolution.

E. The City Council accepts a proposal by Dell, Inc. to provide new computer hardware for the City Emergency Dispatch. The proposal is attached hereto as Exhibit D to this Resolution.

F. The City Council authorizes the City, through its Mayor, to enter into on behalf of the City, contract(s) with Dell, Inc., with material terms that are in a form similar to those in Exhibit B, Exhibit C, and Exhibit D, subject to approval by the City Attorney, and to carry out the terms of such contract(s). The City, through its Mayor, is further authorized to execute on behalf of the City any such other, further or different documents that may be necessary in order to carry out the transaction contemplated by such agreements.

G. All sums owed by the City pursuant to this Resolution shall be paid from Fund Number 40, the E-911 Fund.

ADOPTED AND APPROVED THIS THE 14TH DAY OF MARCH, 2017.

ATTEST:

LOXCIL TUCK, MAYOR

Dan Weinrib, City Clerk

CERTIFICATION OF CITY CLERK

STATE OF ALABAMA)
JEFFERSON COUNTY)

I, Dan Weinrib, City Clerk of the City of Tarrant, Alabama, do hereby certify that the above and foregoing is a true and correct copy of a Resolution duly adopted by the City Council of the City of Tarrant, Alabama, on the 14th day of March, 2017.

Witness my hand and seal of office this 15th day of March, 2017.

Dan Weinrib, City Clerk

Anderson moved, and Bryant seconded, a motion to adopt Resolution No. 8327. Upon roll call, the vote thereon was as follows:


AYES: Councilors Anderson, Bryant, Fields, Horton & Matthews; and Mayor Tuck

NAYS: NONE

Whereupon, Horton moved & Bryant seconded for motion to adjourn the meeting. The motion carried unanimously. The meeting adjourned at approximately 6:54 pm.

READ AND APPROVED THIS THE 20TH DAY OF MARCH, 2017

APPROVED: Loxcell B. Tuck
Loxcell B. Tuck, Mayor

ATTEST: 
Dan Weinrib, City Clerk