

CITY OF LOS ANGELES

TRANSMITTAL 2

City of Los Angeles Purchasing Agent
 111 E 1ST STREET
 ROOM 110
 LOS ANGELES CA 90012



ANNUAL REQUIREMENTS CONTRACT

| Contract Number | Description | RFQ Number |
|---|---|---|
| ARC 40 190000000037 1 | Radio Comm Equipment, Motorola | |
| Contract Dates | Payment Terms | Delivery Days ARO |
| 09-01-18 to 06-30-20 | 0% Net 30 | Please refer to each line item for delivery days. |
| Central Purchasing | Vendor | Bill To |
| Contact: Jeffrey Chan Phone: (213) 928-9595 E-mail: jeffrey.chan@lacity.org | 000028442 MOTOROLA SOLUTIONS INC 725 S FIGUEROA SUITE 1870 LOS ANGELES, CA 90071 | City of Los Angeles Supply Svcs., Accounts Payable 555 Ramirez St., Space 312 Los Angeles CA 90012 |

Extended Description

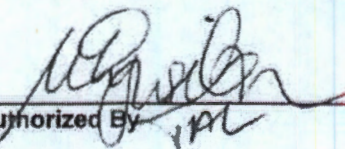

This Contract is awarded as a Cooperative Purchase Arrangement, in accordance with City of Los Angeles Administrative Code Division 10, Chapter 1, Article 2, Section 10.15 (a) (8); Items 1-4 of the City of Los Angeles Cooperative Purchase Arrangement Signature Page; and the prices, terms and conditions stated in the County of Los Angeles Contract No. MA-IS-1740313.

NOTE: SALES TAX WILL BE ADDED AT TIME OF ORDER.

The following listed item(s) cover the only product(s) or service(s) approved for purchase under this contract. Products or services requested by the City and not listed in the contract require a separate City Purchase Order in order for the supplier to receive payment.

Line Items

| Line | Commodity Code | CL Description | UOM | Unit Price | Markdown % | Markup % |
|--|----------------|---|-----|------------|------------|----------|
| 1 | 52161511 | Radio Communication Equipment Manufacturer: Motorola | | \$0.0000 | (-) 0% | |
| <p>Extended Description: RADIO COMMUNICATIONS EQUIPMENT MFG: MOTOROLA</p> <p>PERCENTAGE DISCOUNT: IN ACCORDANCE WITH THE COUNTY OF LOS ANGELES CONTRACT NO. MA-IS-17403131, PROCUREMENT FOLDER: 1326070. (14 PAGES).</p> <p>Title of Price List: —Exhibit A, MA-IS-1740313 Contract Agreement Pricing 2018-2020, Motorola Communications Equipment & Services Applicable Price Column: — 2018-2020 DISCOUNT Date of Price List — July 01, 2018. (17 pages)</p> <p>Delivery Days ARO:</p> | | | | | | |

Authorized By  

Annual Requirements Contract Clauses, Terms, and Conditions

Line Item Provisions

Clauses and Comments on PDF

Document Provisions

Section intentionally left blank.

Supporting Documents

Section intentionally left blank.

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ARC 190000000037 CONTRACT COMMENTS:

Procurement Analyst: Jeffrey Chan Phone Number: (213) 928-9595

E-mail address: Jeffrey.Chan@lacity.org Fax Number: (213) 928-9511

The contract is awarded for the following:

**** RADIO COMMUNICATIONS EQUIPMENT, "MOTOROLA" ****

Award No. 190000000037

Notice of award of contract No. 190000000037 Previous Contract: 59456

Payment Terms: 0% 30 Days Delivery: 30 Days A R O

Shipping Terms: FOB Destination

Renewal Options Granted: N/A

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SUPPLIER CONTACTS:

Contact Person: Hugh O'Donnell
Title: Sr. Account Executive
Telephone No.: (760) 333-8179
E-Mail Address: hugh.odonnell@motorolasolutions.com

CONTRACT PURCHASE ORDERS:

Contract Purchase Orders will be issued during the contract period for materials or services as required. Supplier shall deliver no goods or services until a City department issues a Contract Purchase Order.

APPROVED CONTRACT ITEM PURCHASES:

The listed items cover the only products approved for purchase under this contract.

The City of Los Angeles will not pay any invoice covering the delivery of any merchandise that is not explicitly authorized by this contract. Any products requested by the City not listed in the contract require a separate City Purchase Order in order for the supplier to receive payment.

RENEWAL OPTION: (In accordance with the County of LA Contract)

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The City reserves the right to renew this contract for two (2) additional one (1) year periods in accordance with the County of Los Angeles "Terms of Agreement."

PRICE AGREEMENT CONDITIONS:

Prices charged the City are in accordance with the Motorola Product Catalog (ECAT) stipulated herein. Any subsequent price catalogue updates shall be submitted to the Purchasing Agent by the supplier in accordance to the following:

- FOR PRINTED OR ELECTRONIC (EXCLUDING INTERNET / ON-LINE) CATALOGS AND PRICE LISTS;

1. A letter requesting price catalogue updates shall indicate supplier's name, contract number and published price catalogue(s) date and number.

2. All new price catalogues shall show supplier's name and contract number and shall be submitted with the request to the City of Los Angeles Purchasing Agent. Price catalogue updates will become effective only upon approval by the Purchasing Agent. If approved, a contract amendment letter will be mailed to the supplier identifying the price catalogue and its effective date or any other price changes.

3. Purchasing Agent approved price catalogues may be requested from the supplier by each City Department that uses the contract. The price catalogues may be shipped directly from the supplier to the City department.

- FOR INTERNET / ON-LINE CATALOGS AND PRICE LISTS:

The supplier shall provide access to a secured (https) website for City of Los Angeles staff to identify and confirm product prices online. The online price catalogue must have a cross reference or search function to identify items and prices by Product/Part Number and/or Product Description.

The website must allow for printing any page on the customer's computer screen so as to create a "hard copy" record of the items and prices. City staff is required to print the price page for each item ordered and attach it to their Purchase Order for City auditing purposes.

A copy of each manufacturer's, distributor's, sub-supplier's, or other supply chain source's invoice pertaining to the specific City Contract Purchase Order shall be submitted with the supplier's invoice to the City's Payment Services Division (SMS Accounts Payable). Failure to submit invoice copies may be considered a Breach of Contract, and will result in payment delays, or non-payment of the supplier's invoice.

WARRANTIES: (In accordance with the Warranties Clause on the County of LA Contract)

The vendor shall, at no cost to the City, promptly correct any and all defects in the items or services provided hereunder. The term of this warranty shall be as set forth on the face hereof or is not term as shown, ninety (90) days from date of City's acceptance of the item or service. Vendor warrants that the items may be shipped, sold and used in customary manner without violation of any law, ordinance, rule or regulation of any government or administrative body.

QUARTERLY REPORTS:

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The supplier shall provide the City Purchasing Agent with quarterly reports, to include the following:

- 1) Expenditure Report that indicates Manufacturer name, description, product/part number, quantity, unit price and extended price of all items sold to the City (contract inception to report date).
- 2) Recycled Material/Product Report that indicates the quantity and description of products sold to the City that have recycled material content. This information may be included in the Expenditure Report.
- 3) MBE/WBE/OBE Report that indicates the quantity and description of products sold to the City that were manufactured by or obtained from Minority, Women, or Other Business Enterprise sub-suppliers. This information may be included in the Expenditure Report.

Reports shall be created in a MS/Excel spreadsheet format as provided by the Purchasing Agent, and delivered by the 10th of the month following contract quarter end to City of Los Angeles Purchasing Agent, 111 E. First St., Attn: Procurement Analyst, Room 110, City Hall South, Los Angeles, California, 90012-4111. The supplier shall reference the City's contract number on all reports.

ENVIRONMENTALLY PREFERABLE PRODUCTS:

The City of Los Angeles seeks to conserve and enhance our local and global natural resources; promote and support a vibrant, diverse, and equitable economy; safeguard human health and the environment; and improve the livability of the City's neighborhoods without compromising the ability of future generations to do the same. (City of Los Angeles Administrative Code Division 10, Chapter 1, Article 6, Section 10.32)

The City therefore promotes the use of environmentally preferable products in its acquisition of goods and services. City employees are required to purchase environmentally preferable products from this contract whenever feasible, consistent with the City's Environmentally Preferable Products Purchasing Program.

The Supplier is required to identify environmentally preferable products that may be suitable for inclusion under this contract to the City of Los Angeles, if such products become available during the contract term.

ENVIRONMENTALLY PREFERABLE PRODUCTS REPORTING:

The City of Los Angeles seeks to conserve and enhance our local and global natural resources; promote and support a vibrant, diverse, and equitable economy; safeguard human health and the environment; and improve the livability of the City's neighborhoods without compromising the ability of future generations to do the same. (City of Los Angeles Administrative Code Division 10, Chapter 1, Article 6, Section 10.32)

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The Supplier is required to identify environmentally preferable products that may be suitable for inclusion under this contract to the City of Los Angeles, if such products become available during the contract term.

QUARTERLY REPORTS:

The supplier shall provide the City Purchasing Agent with quarterly EPP reports, to include the following (each report should be comprehensive, including all relevant information from contract inception to the date of each report):

1. Expenditure Report of all items sold to the City that includes the following:
Participating City departments,

Contract Purchase Order Number,

Manufacturer's name,

Product code or part number,

Product description,

Unit of Measure,

Quantity,

Unit Price, and

Extended price

Note: Individual EPP reports shall be provided for Council-Controlled Departments; Library; and the proprietary departments: Department of Water and Power, Los Angeles World Airport, and the Port of Los Angeles.

2. Expenditure Report of all items sold to any Other Government Agencies (other than those mentioned in item no. 1 above) using the prices, terms and conditions of any contracts resulting from this RFQ (each report should be comprehensive, including all relevant information from contract inception to the date of each report).

OFF-PEAK DELIVERY AND PICK-UP HOURS:

The City of Los Angeles requires off-peak delivery and pickup of all commodities by City suppliers between the hours of 9:00 AM and 3:30 PM, Monday through Friday, to reduce traffic and vehicle emissions during morning and afternoon commute times. Suppliers are determined in compliance if the actual delivery or pickup time provides for arrival at the City location on or after 9:00 AM and on or before 3:30 PM.

Unless otherwise instructed by authorized City personnel, suppliers are required to schedule deliveries and/or pickups during the off-peak period. City departments sharing facilities that order products from the same supplier shall make every effort to coordinate off-peak deliveries and pickups with the supplier.

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Emergency and critical need orders, or other non-conforming deliveries and pickups specifically requested by City departments shall not constitute a violation of this requirement. In addition, circumstances that are outside of the supplier's control and documented by the supplier to the ordering department's or the City Purchasing Agent's satisfaction shall not constitute a violation of this requirement.

Noncompliance with this requirement may result in cancellation of a Purchase Order(s) or termination of Contract(s) between the City and the supplier.

If circumstances related to department operations preclude regularly scheduled deliveries between the hours of 9:00 AM and 3:30 PM, Monday through Friday, the affected City department shall notify the supplier of any allowable exception(s).

FREIGHT/SHIPPING CHARGES:

- 1) Orders placed through the Motorola Parts & Accessories Department will ship FOB Destination, UPS Ground at no charge.
- 2) Orders placed for Radio and Factory/Manufactured items shall be charged at 1.25% of the equipment total and added to the price quote.
- 3) Expedited shipments via Air (Fedex etc.) when requested by the City shall be at City's expense. Please prepay and add shipping or delivery charges to your invoice. Please include a copy of your freight bill with your invoice.

CONTRACT PERFORMANCE REVIEWS:

The supplier agrees to attend periodic Contract performance reviews, facilitated by the City's Contract Manager. Reviews may be held a minimum of once per calendar quarter, focusing on the supplier's and the City's meeting product and service quality levels stated in the Contract, adherence to the Contract terms and conditions, and providing a forum to informally discuss opportunities for improving products, services, Contract terms and conditions, and other related issues in an effort to create economies and cost reductions for the supplier and the City.

INSURANCE:

The suppliers General Liability and Workers Compensation Insurance Certificates are recorded in the City Administrative Officer's Risk Management Track4LA database.

SUBCONTRACTORS:

All subcontractors shall be approved by the City Purchasing Agent prior to working on City projects. A subcontractor is defined as a person, partnership, corporation or other entity, which enters into a contract with a contractor for performance of some or all of the City contracted work.

The Contractor shall identify subcontracted work by subcontractor name and dollar amount subcontracted on all monthly/quarterly reports. Wholly owned subsidiaries of the contractor shall not be considered as subcontractors, but the City shall be notified in advance of their usage. The Contractor shall not change any of the approved subcontractors or reduce their level of work without the City Purchasing Agent's written approval. City approval shall not be unreasonably withheld.

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All procurement agreements with a value in excess of \$25,000 and having a term in excess of three (3) months are subject to the Sweat-Free Procurement Ordinance. Subcontractor information for these agreements shall be provided in both hardcopy and electronic versions. Information for these contractors/subcontractors will be posted on the City Purchasing Agent's Internet website.

VENDOR PAYMENT:

1. The City requires that when submitting Invoices to the Payment Services Section, the order number must be referenced on the Invoice. Failure to include this information will delay the payment process.

2. Correct Pricing: Contract pricing or quoted pricing for non-contract purchases should be reflected on the invoice. Price discrepancies will also cause payment delays.

3. Additional Charges: Additional charges such as freight or delivery, if applicable, must be quoted at the time the order is placed. If additional charges are included on an invoice and not reflected on the SMS order, delays will occur.

4. Where to Send Invoices: All Invoices for FMS orders should be sent to the following:

Via Email: GSD Central Invoice, gsd.centralinvs@lacity.org

OR

By Mail: Payment Services Section, Piper Technical Center, 555 Ramirez Street, Suite 312, Los Angeles, 90012.