NORTH MIAMI
FLORIDA
776 N.E. 125 Street, North Miami, Florida 33161

Council Report

To: Honorable Mayor and City Council

Via: Anna-Bo Emmanuel, Esq., FRA-RA, Interim City Manager

From: Alberto Destrade, Purchasing Director

Date: June 11, 2024

RE: **A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, SELECTING FLOCK GROUP, INC., AS THE VENDOR TO PROVIDE A CITYWIDE INFRASTRUCTURE-FREE LICENSE PLATE READER CAMERA PROGRAM; WAIVING COMPETITIVE BIDDING IN ACCORDANCE WITH SECTION 7-120(B) OF THE NORTH MIAMI CODE OF ORDINANCES; FURTHER AUTHORIZING THE INTERIM CITY MANAGER AND CITY ATTORNEY TO NEGOTIATE AND EXECUTE AN AGREEMENT BETWEEN THE CITY OF NORTH MIAMI AND THE SELECTED VENDOR IN AN AMOUNT NOT-TO-EXCEED THREE HUNDRED FIVE THOUSAND TWO HUNDRED FIFTY DOLLARS ($305,250.00) FOR AN INITIAL THREE (3) YEAR TERM, WITH AN OPTION TO RENEW FOR AN ADDITIONAL TWO (2) YEARS AT AN AMOUNT NOT-TO-EXCEED NINETY-TWO THOUSAND FOUR HUNDRED DOLLARS ($92,400.00) ANNUALLY; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.**

District(s): **This contract provides Citywide services.**

EXECUTIVE SUMMARY

The purpose of this item is to request authority from the Mayor and City Council for the Interim City Manager and City Attorney to negotiate and execute an agreement with **Flock Group, Inc. (Flock)** for the purchase and implementation of a Citywide infrastructure-free license plate reader camera program, for an initial three (3) year term, at a not-to-exceed cost of **$305,250**, with the City's option to renew for an additional two (2) years, at a not-to-exceed amount of **$92,400** annually.

RECOMMENDATION

Staff recommends that Council adopt the attached resolution authorizing the Interim City Manager and City Attorney to negotiate and execute an agreement with **Flock** to provide a license plate reader camera program, for an initial three (3) year term, with the City's option to renew for an additional two (2) years. Staff is also requesting Council's approval for a bid waiver, in accordance with Section 7-120(b) of the City's Code of Ordinances, for the award of this contract. The bid waiver requires Council approval by no less than four-fifths vote.

BACKGROUND

On May 14, 2024, the Council approved Resolution 2024-R-71 authorizing the Interim City Manager and City Attorney to negotiate and execute an Interlocal Agreement between the City and the North Miami Community Redevelopment Agency (NMCRA) to provide funding in the amount of **$120,450** to be used towards the purchase and implementation of the proposed license plate reader camera program (see attached). The remaining cost of this program will be funded by the City.

In order to plan for the deployment of this program, **North Miami Police Department (NMPD)** staff met with **Flock** representatives to coordinate and identify the recommended locations for placement of the cameras throughout the City. This program is part of the **NMPD's** community policing initiatives.

Flock is a company that has developed an innovative way to improve license plate reader cameras by eliminating infrastructure costs. The cameras provided by Flock are both solar and battery-powered, and also use a cellular network, rather than WiFi. Additionally, all footage is uploaded to a cloud-based storage system, which can be accessed by **NMPD** personnel from anywhere. These innovations make this important law-enforcement tool much more affordable than before.

FISCAL IMPACT/FUNDING SOURCE

The initial fiscal impact of the proposed contract with Flock is a not-to-exceed amount of **$305,250,** with an additional cost of **$92,400** annually if the City exercises the two option(s) to renew. The cost of this program will be allocated from the Police Department's Account #001-08-435001-521-331-000.

ATTACHMENT(S)

Proposed Resolution
Flock Group, Inc. – Proposal
Resolution 2024-R-71

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, SELECTING FLOCK GROUP, INC., AS THE VENDOR TO PROVIDE A CITYWIDE INFRASTRUCTURE-FREE LICENSE PLATE READER CAMERA PROGRAM; WAIVING COMPETITIVE BIDDING IN ACCORDANCE WITH SECTION 7-120(B) OF THE NORTH MIAMI CODE OF ORDINANCES; FURTHER AUTHORIZING THE INTERIM CITY MANAGER AND CITY ATTORNEY TO NEGOTIATE AND EXECUTE AN AGREEMENT BETWEEN THE CITY OF NORTH MIAMI AND THE SELECTED VENDOR IN AN AMOUNT NOT-TO-EXCEED THREE HUNDRED FIVE THOUSAND TWO HUNDRED FIFTY DOLLARS ($305,250.00) FOR AN INITIAL THREE (3) YEAR TERM, WITH AN OPTION TO RENEW FOR AN ADDITIONAL TWO (2) YEARS AT AN AMOUNT NOT-TO-EXCEED NINETY-TWO THOUSAND FOUR HUNDRED DOLLARS ($92,400.00) ANNUALLY; PROVIDING FOR AN EFFECTIVE DATE AND ALL OTHER PURPOSES.

WHEREAS, on May 14, 2024, the City Council of North Miami ("City") approved Resolution No. 2024-R-71 authorizing an Interlocal Agreement between the City and the North Miami Community Redevelopment Agency ("NMCRA") for funding in the amount of One Hundred Twenty Thousand Four Hundred Fifty Dollars ($120,450.00) to be used toward the purchase and implementation of an infrastructure-free license plate reader camera program; and

WHEREAS, the City has received a proposal from Flock Group, Inc. ("Flock") who has presented innovative technology that eliminates infrastructure costs; and

WHEREAS, Flock's cameras are both solar and battery-powered and use a cellular network rather than WiFi with all footage being uploaded to a cloud-based storage system that can be accessed by law enforcement personnel anywhere; and

WHEREAS, services including the purchase, installation, and maintenance of equipment for an initial three (3) year term will not exceed Three Hundred Five Thousand Two Hundred Fifty Dollars ($305,250.00) with an option to renew for an additional two (2) years at a cost not-to-exceed Ninety-Two Thousand Four Hundred Dollars ($92,400.00) annually; and

WHEREAS, in accordance with Section 7-120(b) of the City of North Miami's Code of Ordinances, the Mayor and City Council may waive any condition imposed by the provisions of the Procurement Code upon a four-fifths vote when it finds such a waiver to be necessary in order

to proceed with the issuance of a contract, proposal or bid which is in the best interest of the City; and

WHEREAS, City staff is requesting authorization of a waiver of competitive bidding procedures by the Mayor and City Council, in accordance with Section 7-120(b) of the Procurement Code, and further authorization for the Interim City Manager and City Attorney to finalize and execute an agreement with the selected Contractor; and

WHEREAS, the Mayor and City Council desire to waive competitive bidding procedures in accordance with Section 7-120(b) of the Procurement Code, and to authorize the Interim City Manager and City Attorney to negotiate and execute an agreement with the selected vendor.

NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA:

Section 1. Selection of Vendor. The Mayor and City Council of the City of North Miami, Florida, hereby authorize the Interim City Manager to select and retain Flock Group, Inc., as the vendor to provide a Citywide Infrastructure-Free License Plate Reader Camera Program.

Section 2. Waiver. The Mayor and City Council of the City of North Miami, Florida, hereby waive competitive bidding procedures in accordance with Section 7-120(b) of the Procurement Code.

Section 3. Authorization to Interim City Manager and City Attorney. The Mayor and City Council of the City of North Miami, Florida hereby authorize the Interim City Manager and City Attorney to negotiate and execute an agreement with the selected vendor in an amount not to exceed Three Hundred Five Thousand Two Hundred Fifty Dollars ($305,250.00) with an option to renew for an additional two (2) years at a cost not-to-exceed Ninety-Two Thousand Four Hundred Dollars ($92,400.00) annually.

Section 4. Effective Date. This Resolution shall become effective immediately upon adoption.

PASSED AND ADOPTED by a _____ vote of the Mayor and City Council of the City of North Miami, Florida, this ____ day of _____, 2024.

_____
ALIX DESULME, ED.D.
MAYOR

ATTEST:

_____
VANESSA JOSEPH, ESQ.
CITY CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:

_____
JEFF P. H. CAZEAU, ESQ.
CITY ATTORNEY

SPONSORED BY: CITY ADMINISTRATION

Moved by: _____

Seconded by: _____

Vote:

Mayor Alix Desulme, Ed.D.	_____ (Yes)_____ (No)
Vice-Mayor Mary Estimé-Irvin	_____ (Yes)_____ (No)
Councilman Scott Galvin	_____ (Yes)_____ (No)
Councilwoman Kassandra Timothe, MPA	_____ (Yes)_____ (No)
Councilman Pierre Frantz Charles, M.Ed.	_____ (Yes)_____ (No)

Flock Safety + FL- North Miami PD

Flock Group Inc.
1170 Howell Mill Rd, Suite 210
Atlanta, GA30318

MAIN CONTACT:
Jordan Harris
jordan.harris@flocksafety.com
305-588-9736

6/04/2024

flock safety

EXHIBIT A

ORDER FORM

Customer:	FL - North Miami PD	Initial Term:	36 Months
Legal Entity Name:	FL - North Miami PD	Renewal Term:	(2) 1 Year Renewals
Accounts Payable Email:	crfernandez@northmaimipolice.com	Payment Terms:	Net 30
Address:	700 Ne 124th St North Miami, Florida 33161	Billing Frequency:	Annual Plan - Invoiced at Last Camera Validation.
		Retention Period:	30 Days

Hardware and Software Products

Annual recurring amounts over subscription term

Item	Cost	Quantity	Total
Flock Safety Platform			**$99,000.00**
Flock Safety LPR Products			
Flock Safety Falcon ®	Included	33	Included

Professional Services and One Time Purchases

Item	Cost	Quantity	Total
One Time Fees			
Flock Safety Professional Services			
Professional Services - Standard Implementation Fee	$650.00	33	$21,450.00

Subtotal Year 1:	$120,450.00
Annual Recurring Subtotal:	$92,400.00
Discounts:	$13,200.00
Estimated Tax:	$0.00
Contract Total:	$305,250.00

*Taxes shown above are provided as an estimate. Actual taxes are the responsibility of the Customer. This Agreement will automatically renew for successive renewal terms of the greater of one year or the length set forth on the Order Form (each, a "**Renewal Term**") unless either Party gives the other Party notice of non-renewal at least thirty (30) days prior to the end of the then-current term.*

Billing Schedule

Billing Schedule	Amount (USD)
Year1	
At Last Device Installed	$120,450.00
Year2	$92,400.00
Year3	$92,400.00
Year 4 (1 year renewal)	$92,400.00
Year 5 (1 year renewal)	$92,400.00
Contract Total	$490,050.00

*Tax not included

Discounts

Discounts Applied	Amount (USD)
Flock Safety Platform	$26,400.00
Flock Safety Add-ons	$0.00
Flock Safety Professional Services	$0.00

Product and Services Description

Flock Safety Platform Items	Product Description	Terms
Flock Safety Falcon ®	An infrastructure-free license plate reader camera that utilizes Vehicle Fingerprint® technology to capture vehicular attributes.	The Term shall commence upon first installation and validation of Flock Hardware.

One-Time Fees	Service Description
Installation on existing infrastructure	One-time Professional Services engagement. Includes site & safety assessment, camera setup & testing, and shipping & handling in accordance with the Flock Safety Advanced Implementation Service Brief.
Professional Services - Standard Implementation Fee	One-time Professional Services engagement. Includes site and safety assessment, camera setup and testing, and shipping and handling in accordance with the Flock Safety Standard Implementation Service Brief.
Professional Services - Advanced Implementation Fee	One-time Professional Services engagement. Includes site & safety assessment, camera setup & testing, and shipping & handling in accordance with the Flock Safety Advanced Implementation Service Brief.

FlockOS Features & Description

FlockOS Features	Description

By executing this Order Form, Customer represents and warrants that it has read and agrees all of the terms and conditions contained in the Terms of Service located at https://www.flocksafety.com/terms-and-conditions

The Parties have executed thisAgreement as of the dates set forth below.

FLOCK GROUP, INC.	**Customer: FL- North Miami PD**
By: _____	By: _____
Name: _____	Name: _____
Title: _____	Title: _____
Date: _____	Date: _____
	PO Number: _____

RESOLUTION NO. 2024-R-71

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE INTERIM CITY MANAGER AND THE CITY ATTORNEY TO NEGOTIATE AND EXECUTE AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF NORTH MIAMI AND THE NORTH MIAMI COMMUNITY REDEVELOPMENT AGENCY ("NMCRA") TO PROVIDE FOR NMCRA FUNDING IN THE AMOUNT OF ONE HUNDRED TWENTY THOUSAND FOUR HUNDRED FIFTY DOLLARS ($120,450.00) TO BE USED TOWARDS THE PURCHASE AND IMPLEMENTATION OF AN INFRASTRUCTURE FREE LICENSE PLATE READER CAMERA FROM FLOCK GROUP, INC.; FURTHER AUTHORIZING THE INTERIM CITY MANAGER TO TAKE ALL ACTION NECESSARY TO IMPLEMENT THE TERMS OF THE INTERLOCAL AGREEMENT; PROVIDING FOR AN EFFECTIVE DATE AND ALL OTHER PURPOSES.

WHEREAS, the City of North Miami (the "City") and the North Miami Community Redevelopment Agency ("NMCRA") is desirous of entering into an Interlocal Agreement to fund the purchase and implementation of an infrastructure-free license plate reader camera from Flock Group, Inc.; and

WHEREAS, NMCRA Staff has recommended the approval of funding in the amount of One Hundred Twenty Thousand Four Hundred Fifty Dollars ($120,450.00) toward the purchase and installation of the equipment while the community policing innovation will be implemented by the North Miami Police Department ("NMPD"); and

WHEREAS, Section 163.400, Florida Statutes, known as Cooperation by Public Bodies, encourages municipalities to do any and all things necessary to aid or cooperate in the planning or carrying out of a community redevelopment plan and related redevelopment activities; and

WHEREAS, the Chair and Board Members of the NMCRA have approved the funding for the purchase and implementation of an infrastructure-free license plate reader camera and have authorized the Executive Director and NMCRA Attorney to negotiate, finalize, execute, and implement an Interlocal Agreement with the City; and

WHEREAS, the Mayor and City Council desire to authorize the negotiation, finalization, and execution of an Interlocal Agreement with the City for these purposes.

NOW. THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA:

Section 1. Authority of Interim City Manager and City Attorney. The Mayor and City Council of the City of North Miami, Florida, hereby authorize the Interim City Manager and City Attorney to negotiate and execute an Interlocal Agreement with the North Miami Community Redevelopment Agency ("NMCRA") to provide for funding in the amount of One Hundred Twenty Thousand Four Hundred Fifty Dollars ($120,450.00), to be used toward the purchase and implementation of an infrastructure-free license plate reader camera from Flock Group, Inc. and further authorize the Interim City Manager to take all action necessary to implement the terms of the Interlocal Agreement.

Section 2. Effective Date. This Resolution shall become effective immediately upon adoption.

PASSED AND ADOPTED by a 5 - 0 vote of the Mayor and City Council of the City of North Miami, Florida, this 14th day of May, 2024.

ALIX DESULME, ED.D.
MAYOR

ATTEST :

VANESSA JOSEPH, ESQ.
CITY CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:

JEFF P. H. CAZEAU, ESQ.
CITY ATTORNEY

SPONSORED BY: CITY ADMINISTRATION

Moved by: Desulme

Seconded by: Galvin

Vote:

Mayor Alix Desulme, Ed.D.	X (Yes)	(No)
Vice-Mayor Mary Estimé-Irvin	X (Yes)	(No)
Councilman Scott Galvin	X (Yes)	(No)
Councilwoman Kassandra Timothe, MPA	X (Yes)	(No)
Councilman Pierre Frantz Charles, M.Ed.	X (Yes)	(No)