

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

DEPARTMENT: Information Technology
AGENDA DATE: February 28, 2012
CONTACT PERSON/PHONE: Miguel Gamino – Director, Information Technology (915)541--4746
Bruce Collins – Purchasing Manager (915) 541-4313
DISTRICT(S) AFFECTED: All

SUBJECT:

That the Purchasing Manager for Financial Services, Purchasing Division to be authorized to issue a Purchase Order(s) to Tiburon, Inc. sole provider of Fire Records Software and Related Components and renewal of Maintenance and Support agreement in the total estimated amount \$60,453.00 for one (1) year.

BACKGROUND / DISCUSSION:

This request is for approval to renew the on-going maintenance and support agreement for the Fire Records software and related components. The agreement is with Tiburon, Inc. who has been providing the maintenance and support for the Fire Records software since 2006. The software components include: Fire Records; Equipment Maintenance; Hazardous Materials; Inspections; Inventory; Personal Training; GCT and an escrow fee.

PRIOR COUNCIL ACTION:

Yes, February 8, 2011, Item 6

AMOUNT AND SOURCE OF FUNDING:

Department: Information Technology
Amount: \$60,453.00
Funds Available: 39010351 - 502202 – 01101 - 39001
Funds Source: General Fund – Data Processing Services Contracts

BOARD / COMMISSION ACTION:

N/A

*****AUTHORIZATION*****

DEPARTMENT HEAD:

Miguel A. Gamiño, Information Technology Director

**COUNCIL PROJECT FORM
(SOLE SOURCE)**

*******POSTING LANGUAGE BELOW*******

Please place the following item on the **CONSENT** agenda (under **PURCHASING REQUESTS, ETC.**) for the Council Meeting of **FEBRUARY 28, 2012**.

Request that the Purchasing Manager for Financial Services, Purchasing Division be authorized to issue a Purchase Order(s) to Tiburon, Inc., the sole provider of Fire Records Software and Related Components to renew on-going maintenance and support, with the stipulation that the vendor provides an updated sole source letter and affidavit each year.

Department:	Information Technology
Award to:	Tiburon, Inc. Pleasanton, CA
Total Estimated Award:	\$60,453.00 (1 year)
Account No.:	39010351 - 502202 – 01101 - 39001
Funding Source:	General Fund – Data Processing Services Contracts
District(s):	All
Sole Source No.:	2012-173

This is a Sole Source, unit price contract.



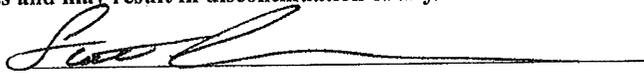
**FINANCIAL SERVICES
PURCHASING DIVISION**

SOLE SOURCE AFFIDAVIT

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

Before me, the undersigned official, on this day, personally appeared Scott Carroll, 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 Scott Carroll. I am over the age of 18, have never been convicted of a crime and am competent to make this affidavit.
2. I am an authorized representative of the following company or firm: Tiburon, Inc.
3. The above named company or firm is the sole source for the following item(s), product(s) or service(s):
Software Support and maintenance for our FiveRecords Application.
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 _____ day of _____, _____.

NOTARY PUBLIC

PRINTED NAME

MY COMMISSION EXPIRES

COMPANY NAME: Tiburon Inc.
ADDRESS, CITY, STATE & ZIP CODE 6200 Stoneridge Mall Rd., Suite 400, Pleasanton, CA, 94588
PHONE: 925-621-2700 FAX NUMBER: 925-621-2799
CONTACT NAME AND TITLE: Scott Carroll, Contracts Manager
WEB ADDRESS: www.tiburoninc.com EMAIL: tiburoninc.com
FEDERAL TAX ID NUMBER: 33-0998443 TEXAS SALES TAX NUMBER: _____

State of California
County of Alameda

Subscribed and sworn to (or affirmed) before me on this 14th
day of November, 2011, by Scott Carroll

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



(Seal)

Signature Kelley J. Chavez



Tiburon, Inc.
6200 Stoneridge Mall Road
Suite 400
Pleasanton, CA 94588
USA

T: 925.621.2700
F: 925.621.2799

www.tiburoninc.com

October 25, 2011

Lieutenant Michael Fogelman
El Paso Fire Department
8600 Montana Ave
El Paso, TX 79925

Dear Lieutenant Fogelman:

The Tiburon software products in productive use by El Paso Fire Department are Tiburon Proprietary. There are no third-party vendors authorized by Tiburon to provide application software maintenance for Tiburon Proprietary software products. Tiburon, Inc. is the sole qualified and authorized provider of extended maintenance services for its proprietary software products.

Sincerely,

A handwritten signature in cursive script that reads "Kelley Chavez".

Kelley Chavez
Contract Administrator

Enclosures