

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

DEPARTMENT: Information Technology

AGENDA DATE: July 24, 2007

CONTACT PERSON/PHONE: Gerald Gordier (541-4288); Terrence Freiburg, Purchasing Mgr.
541-4313

DISTRICT(S) AFFECTED: Citywide

SUBJECT:

Request that the Purchasing Manager, Financial Services, Purchasing Division be authorized to issue a Purchase Order to KRONOS Incorporated, the sole source provider for the KRONOS 4500 Terminals and Workfoce Central software and its maintenance.

BACKGROUND / DISCUSSION:

KRONOS is the timekeeping system used throughout the City for recording and tracking employee time and attendance. It interacts with the PeopleSoft Human Resources & Financial Mangement system to ensure accurate and comprehensive timekeeping. This equipment and software is only sold and supported through the KRONOS' organization, hence the sole source authorization.

PRIOR COUNCIL ACTION:

Has the Council previously considered this item or a closely related one?

Yes, this contract was initially approved by City Council on February 17, 2004. .

AMOUNT AND SOURCE OF FUNDING:

How will this item be funded? Has the item been budgeted? If so, identify funding source by account numbers and description of account. Does it require a budget transfer?

Amount: \$174,815.20.

Funds are available in FY07 General Fund - Information Services Account: 39010351-01101-502202

BOARD / COMMISSION ACTION:

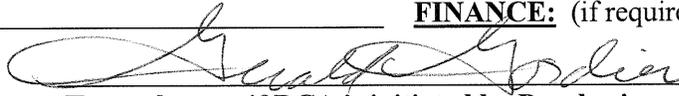
Enter appropriate comments or N/A

N/A

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

LEGAL: (if required) _____ **FINANCE:** (if required) _____

DEPARTMENT HEAD: _____



(Example: if RCA is initiated by Purchasing, client department should sign also)
Information copy to appropriate Deputy City Manager

APPROVED FOR AGENDA:

CITY MANAGER: _____

DATE: _____

CITY CLERK DEPT.
07 JUL 16 PM 2:46



**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 Alyce Moore, 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 Alyce Moore. 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: Kronos Incorporated.
- 3. The above named company or firm is the sole source for the following item(s), product(s) or service(s):
Sales and Support for Kronos Equipment and Software
- 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. ***see letter**
- 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.**

Alyce Moore
Signature

SUBSCRIBED AND SWORN to before me on this 11th day of July, 2007.

Deborah L. Henderson
NOTARY PUBLIC
Deborah L. Henderson
PRINTED NAME
September 6, 2007
MY COMMISSION EXPIRES

CITY CLERK DEPT
07 JUL 16 PM 2:47

COMPANY NAME: Kronos Incorporated

ADDRESS, CITY, STATE & ZIP CODE: 297 Billerica Road, Chelmsford, MA 01824

PHONE: 978-250-9800 FAX NUMBER: 978-367-5900

CONTACT NAME AND TITLE: Wes Windham

WEB ADDRESS: www.kronos.com EMAIL: _____

FEDERAL TAX ID NUMBER: 04-2640942 TEXAS SALES TAX NUMBER: 1-04-2640942-0



Law Department
297 Billerica Road
Chelmsford, Massachusetts 01824

(978) 250-9800
Fax (978) 256-3222
www.kronos.com

July 16, 2007

City of El Paso
Purchasing Division, Financial Services
#2 Civic Center Plaza
El Paso, Texas 79901
ATTN: Terry Freiburg

Dear Mr. Freiburg:

This letter is to confirm that Kronos® 4500 terminals and Workforce Central software are sold and serviced only through Kronos' global support organization and Kronos' district offices or authorized dealers. Although other products may serve the same general purpose or function as the Kronos products, maintenance support for the Kronos products must be obtained from Kronos due to the proprietary nature of the Kronos products and the fact that spare parts for the Kronos equipment may only ultimately be obtained from Kronos.

Please call me if I can be of any further assistance in this matter.

Very truly yours,

A handwritten signature in cursive script that reads "Alyce Moore".

Alyce Moore
Vice President, General Counsel

CITY CLERK DEPT.
07 JUL 16 PM 2:47