

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

DEPARTMENT: Municipal Clerk

AGENDA DATE:

CONTACT PERSON NAME AND PHONE NUMBER: Richarda Duffy Momsen 541-4531

DISTRICT(S) AFFECTED: ALL

SUBJECT:

APPROVE a resolution / ordinance / lease to do what? OR AUTHORIZE the City Manager to do what? Be descriptive of what we want Council to approve. Include \$ amount if applicable.

The Municipal Clerk's department recommends the purchase of services for maintenance and support of the Municipal Court's existing case management system from Tyler Technologies. The one year cost is \$ 119,681.88. This is a sole source contract due to proprietary software code applications.

BACKGROUND / DISCUSSION:

Discussion of the what, why, where, when, and how to enable Council to have reasonably complete description of the contemplated action. This should include attachment of bid tabulation, or ordinance or resolution if appropriate. What are the benefits to the City of this action? What are the citizen concerns?

This contract will allow for maintenance and support of the Municipal Court case management software, attached is the sole source affidavit.

Selection Summary:

Sole Source contract

PRIOR COUNCIL ACTION:

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

Yes. The Municipal Court acquired JIMS (case management software) in 1999.

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?

*Municipal Clerk - Admin Dept 111 Fund 2535 Project PMC00010
Division 11030 Account 522020
Amount: \$119,681.88*

BOARD / COMMISSION ACTION: N/A

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

DEPARTMENT HEAD:

(If Department Head Summary Form is initiated by Purchasing, client department should sign also)

Information copy to appropriate Deputy City Manager

**COUNCIL PROJECT FORM
(SOLE SOURCE)**

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

Please place the following item on the **CONSENT** agenda for the Council Meeting of **NOVEMBER 12, 2013**.

Request that the Purchasing Director for the Purchasing & Strategic Sourcing Department be authorized to issue a Purchase Order to Tyler Technologies, Inc., the sole source provider for maintenance and support of Municipal Court's existing case management software system in the annual amount of \$119,681.88.

Department:	Municipal Clerk
Award to:	Tyler Technologies, Inc. Plano, TX
Annual Estimated Amount:	\$119,681.88
Funding Source:	Municipal Court Technology Fund 111-11030-52202-2535-PMC00010
Sole Source No.:	2014-066
Districts:	All

This is a Sole Source, services contract.

*******ADDITIONAL INFO BELOW*******



FINANCIAL SERVICES
PURCHASING DIVISION

SOLE SOURCE AFFIDAVIT

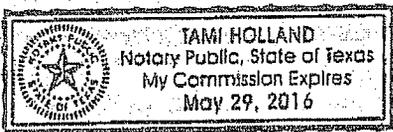
THIS IS AN OFFICIAL PURCHASING DOCUMENT - RETAIN WITH PURCHASE ORDER FILE

Before me, the undersigned official, on this day, personally appeared Kelly Green, 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 Kelly Green. 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: Tyler Technologies
3. The above-named company or firm is the sole source for the following item(s), product(s) or service(s):
Programming Services to modify source code of the El Paso Municipal Court Citation Management System
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]
Signature

SUBSCRIBED AND SWORN to before me on this 14th day of October, 2013



Tami Holland
NOTARY PUBLIC
Tami Holland
PRINTED NAME
May 29, 2016
MY COMMISSION EXPIRES

COMPANY NAME: Tyler Technologies Inc.

ADDRESS, CITY, STATE & ZIP CODE: 5101 Tennison Parkway, Plano, TX 75024

PHONE: 972-713-3770 FAX NUMBER: 972-713-3777

CONTACT NAME AND TITLE: Kelly Green, Director Legacy Applications Development

WEB ADDRESS: www.tylertech.com EMAIL: Kelly.green@tylertech.com

FEDERAL TAX ID NUMBER: 75-2303920 TEXAS SALES TAX NUMBER: 175230392

City of El Paso
Purchasing Division
2 Civic Center Plaza, 7th Floor
El Paso, TX 79901

To Whom It May Concern,

Tyler Technologies represents and warrants that it internally develops all of its software applications, including the El Paso Municipal Court Management System, and retains all intellectual property and ownership rights thereto. Tyler Technologies licenses its software to third parties for internal use only, but does not transfer any ownership or other intellectual property rights in and to Tyler's software, any components or copies thereof, or any derivative works to any third party. Tyler takes all steps and will continue to take all steps in the future to protect its' proprietary software from any unauthorized use.

Regards,

A handwritten signature in black ink, appearing to read "Kelly Green", with a long horizontal flourish extending to the right.

Kelly Green
Director, Legacy Applications Development