

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

**DEPARTMENT:** Information Technology

**AGENDA DATE:** December 23, 2008

**CONTACT PERSON/PHONE:** Gerald Gordier (541-4288)

**DISTRICT(S) AFFECTED:** Terrence Freiburg, Purchasing Manager, 541-4313  
Citywide

**SUBJECT:**

**Request that the Purchasing Manager, Financial Services, Purchasing Division, be authorized to issue a Purchase Order to Intergraph Corporation, the Sole Source provider for maintenance services of the City's ILEADS software.**

**BACKGROUND / DISCUSSION:**

Since 2003, the City has jointly operated the Police Records Management System with the County of El Paso. This is the City's share of the annual maintenance for the Police Records system used jointly with El Paso County as a result of an Inter-Local Agreement. The County has been billed separately for their proportional share of the maintenance cost in accordance with the ILA.

**PRIOR COUNCIL ACTION:**

**Has the Council previously considered this item or a closely related one?**  
Yes - January 8, 2008.

**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 of Purchase Order: \$100,136.90 - Funding is available in the FY09 Information Technology General Fund Data Processing 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:** \_\_\_\_\_



**FINANCIAL SERVICES  
PURCHASING**

**SOLE SOURCE AFFIDAVIT**

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

Before me, the undersigned official, on this day, personally appeared Alan R. Estep, 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 Alan R. Estep. 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: Intergraph Corporation
3. The above named company or firm is the sole source of the following item(s), product(s) or service(s).  
Proprietary software maintenance and software updates
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 bidder 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 bidder understands that by providing false information on this Sole Source Affidavit, it may be considered a non-responsible bidder on this and future solicitations and may result in discontinuation of any/all business with the City of El Paso.

Alan R. Estep  
Signature

SUBSCRIBED AND SWORN to before me on this 24th day of November, 2008.

Karen D. Hamilton  
Signature

NOTARY PUBLIC  
Karen D. Hamilton

PRINT NAME  
August 29, 2009

MY COMMISSION EXPIRES

COMPANY: Intergraph Corporation  
 ADDRESS: 170 Graphics Drive  
 CITY, STATE, ZIP CODE: Madison Alabama 35758  
 FAX NUMBER: 256-730-8991  
 CONTACT NAME: Alan R. Estep  
 WEB ADDRESS: www.intergraph.com  
 EMAIL: alan.estep@intergraph.com  
 FEDERAL TAX ID NUMBER: 63-0573222  
 TEXAS SALES TAX NUMBER: \_\_\_\_\_

RQ2009001121



Intergraph Corporation  
Security, Government &  
Infrastructure  
170 Graphics Drive  
Madison, AL 35758

November 24, 2008

t: 1.256.730.2000  
www.intergraph.com

Mr. Jose Aguirre  
City of El Paso  
2 Civic Center Plaza  
El Paso, TX 79901

Reference: Sole Source

Dear Mr. Aguirre:

Intergraph Corporation is pleased to provide to the City of El Paso information about the proprietary nature of Intergraph Corporation software.

Intergraph Corporation supplies interactive systems configured to individual customer requirements. Software developed at the corporation's expense is proprietary and confidential. Much of the documentation is not for release. Intergraph Corporation shall be considered as the sole supplier and shall assume the responsibility for maintenance of all Intergraph supplied software.

Intergraph Corporation is the only manufacturer and provider of this particular software. No other vendor's software can perform the specific functions provided by this product as required by El Paso.

If you have any questions, please feel free to contact me at (256) 730-8655.

Sincerely,

A handwritten signature in cursive script that reads "Cathy McGirr".

Cathy McGirr  
Intergraph Corporation  
Security, Government & Infrastructure (SG&I) Division  
Maintenance Contract Administrator

[cathy.mcgirr@intergraph.com](mailto:cathy.mcgirr@intergraph.com)

FAX: 256-730-1163