



Roll Call Number

18-1359

Agenda Item Number

44 ✓

Date August 6, 2018

**ACCEPTING PROPOSAL OF TYLER TECHNOLOGIES, INC. FOR ENERGOV PERMITTING, APPROVING AN AGREEMENT FOR SAME, AND AUTHORIZING CITY MANAGER TO APPROVE FUTURE ANNUAL MAINTENANCE SERVICES**

WHEREAS, on August 28, 2017, a "Request for Proposals for Enterprise Permitting, Inspection and Licensing System" No. V18-017 for the acquisition of a new City-wide software system to manage City permitting, licensing, and land management functions and to assist in implementation of such new system was issued by the Procurement Division of the Finance Department; and

WHEREAS, the Procurement Administrator solicited proposals by advertising and mailing RFP V18-017 to 25 potential proposers with 6 proposals received; and

WHEREAS, an Evaluation and Selection Committee has reviewed and evaluated the proposals and has recommended that an agreement for EnerGov software and services be awarded to Tyler Technologies, Inc., being a corporation organized in the State of Delaware and located at One Tyler Drive, Yarmouth, Maine 04096; and

WHEREAS, City staff have negotiated such License and Services Agreement with a total cost of \$1,759,365.00, for software, maintenance, and implementation services, a copy of which is on file in the City Clerk's Office; and

WHEREAS, such License and Services Agreement provides for an initial year period of maintenance services in the amount of \$170,350.00, with annual maintenance fees thereafter capped at 3% for years 2-5 and at 5% for years 6-10, plus an annual fee of \$1,500.00 for EnerGov source code escrow.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Des Moines, Iowa, that;

1. The proposal for a City-wide software system to manage City permitting, licensing, and land management functions and to assist in implementation of such new EnerGov system submitted by Tyler Technologies, Inc. is hereby accepted and approved.
2. The above described License and Services Agreement, a copy of which is in the City Clerk's Office, is hereby accepted and approved and the Mayor is authorized and directed to execute such Agreement, including necessary software licenses and software code escrow service agreements, on behalf of the City and the City Clerk is directed to attest to his signature, subject to receipt of certificates of insurance acceptable to the Risk Manager.



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- 3. The City Manager is hereby authorized to expend up to an additional \$50,000.00 annually, to implement additional necessary licenses, and to negotiate and execute amendments or addendums to such Agreement, and to negotiate and execute any other implementing agreements.
- 4. The City Manager is hereby authorized to approve the procurement of future annual maintenance services and EnerGov source code escrow for a period of ten additional years.

Moved by Coleman to approve.

(Council Communication No. 18- 408 )

Approved As To Form:

Ann DiDonato
Assistant City Attorney

Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, BOESEN, COLEMAN, GATTO, GRAY, MANDELBAUM, WESTERGAARD, and TOTAL (7).

CERTIFICATE

I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

T. M. Franklin Council Mayor

Diane Rauh City Clerk