



BOARD OF COUNTY COMMISSIONERS

DATE: July 23, 2013

AGENDA ITEM NO. 15

Consent Agenda ☐

Regular Agenda ☒

Public Hearing ☐

County Administrator's Signature:

Subject:

Sole Source Purchase: Software Maintenance and Support of Global 360
Contract No: 123-0338-SS (RG)

Department:

Business Technology Services Department
Purchasing

Staff Member Responsible:

James Russell, Interim Executive Director
Joe Lauro, Director

Recommended Action:

I RECOMMEND THE BOARD OF COUNTY COMMISSIONERS (BOARD) APPROVE THE SOLE SOURCE PURCHASE FOR THE MAINTENANCE AND SUPPORT OF GLOBAL 360 SOFTWARE LICENSES WITH OPEN TEXT, INC.(OPEN TEXT), DALLAS, TEXAS.

Summary Explanation/Background:

This contract is for the renewal of maintenance and support of Global 360 software licenses for the Business Technology Services Department (BTS). These software tools were acquired in 2006 to create a common infrastructure for workflow, imaging and case management functions. Since then, the required maintenance and support has been obtained through the sole source method of procurement.

In an effort to test the competitiveness of the market and verify sole source status of this contract the Purchasing Department, on May 2, 2013, advertised the intent to sole source for the renewal maintenance and support of Global 360 software licenses. No responses were received. Similarly, other agencies such as the County of Los Angeles, California, U.S. Department of Transportation and the Pipeline and Hazardous Materials Safety Administration have initiated efforts to competitively obtain these services, resulting in sole source agreements from Open Text.

As part of the Justice Consolidated Case Management System, the feasibility of the use of workflow within the Tyler Technologies (Odyssey) workflow is being explored by the Justice stakeholders. If successful, the existing Global 360 product can be retired. Tyler has estimated that the migration, if approved, will be on-going through September 2014. Additionally, the Tyler solution, estimated at \$1.6M is not included in the FY14 proposed budget. It will be addressed as an issue for the BCC's upcoming deliberations.

This request for renewal is for a twelve (12) month period effective October 1, 2013 through September 30, 2014.

This item was temporarily deferred from the July 9, 2013 Board meeting as Item No. 20, and is now presented for your consideration.

Fiscal Impact/Cost/Revenue Summary:

Funding is provided through the BTS Enterprise License and Maintenance Budget.

Estimated annual expenditure \$325,664.81.

Exhibits/Attachments:

Contract Review

Open Text Price



**PURCHASING DEPARTMENT
CONTRACT REVIEW TRANSMITTAL**

CATS
NO.: 4249

PROJECT: Maintenance and Support of Global 360

BID NUMBER: 123-0338-SS(RG)

TYPE: ☒ Purchase Contract ☐ Other: ☐ Construction-Less than \$100,000 ☐ One Time

In accordance with the policy guide for Contract Administration, the attached documents are submitted for review and comment.

Upon completion of review, complete Contract Review Transmittal and forward to next Review Authority listed. Please indicate suggested changes by revising, in RED, the appropriate section of the document reflecting the exact wording of the change.

RISK MANAGEMENT: Please enter required liability coverage.

PRODUCT ONLY ☐

This is an annual contract. Estimated Expenditure: \$325,864.81

REVIEW SEQUENCE	REVIEW AUTHORITY	REVIEW DATE	REVIEW SIGNATURE	COMMENTS (Attach Separate page if necessary)	COMMENTS INCORPORATED
1.	<u>Purchasing Dept.</u> J. Lauro, Director C. Mancuso, Ass't. Director	6/6	CLM		
2.	<u>Requesting Dept.</u> J. Russell, Interim Director G. Carro, BTS Manager	6/6/13			

Using Dept please provide below information:

☐ Yes, funding for this requisition is using grant Funding. ☐ No, funding for this requisition is not using grant Funding.

If grant funding is being used you must provide Purchasing with the exact clauses that need to be on attached document.

3. Rec'd 6/6	<u>Risk Management Director</u> Attn: Virginia E. Holscher (Check applicable box at right)	6/6/13	VEH	Pls see attached insurance requirements.	HIGH RISK
					NOT HIGH RISK

RETURN ALL DOCUMENTS TO PURCHASING

Make all inquiries to:	Rosa E. García, Procurement Analyst	at Extension 43148
Please return your requirements to Purchasing by: June 11, 2013		

Jan Letchman
Board of County Commissioners Pinellas County
PO Box 2438
Clearwater, FL 33757
UNITED STATES

Order Date	04/26/2013
Order Number	0012234830
Order Date	10/01/2013
Order Date	09/30/2014
Order Date	09/01/2013

QTY	PRODUCT		
5	Case360 Enterprise Concurrent User (incl. Image Manager and Process Manager licenses) - 15-49 Users	S-GB-G360-CASEMGR-LIC 28817-12237	1,739.80
250	Case360 Enterprise Concurrent User (incl. Image Manager and Process Manager licenses) - 15-49 Users	S-GB-G360-CASEMGR-LIC 28817-12237	159,035.63
1	Case360 Content Broker for Execute360 (10.1.01+)	S-GB-G360-CONTENTBROKER-EX 28817-12237	5,188.48
5	Case360 Image Manager Concurrent User	S-GB-G360-IMAGEMGR-CASE 28817-12237	1,974.58
50	Execute360 Image Manager Concurrent User	S-GB-G360-IMAGEMGR-EX 28817-12237	19,745.78
95	Execute360 Image Manager Concurrent User	S-GB-G360-IMAGEMGR-EX 28817-12237	63,191.28
6	G360 Archive Manager Magnetic Clustered License Magnetic Storage with HA Environment (<500 GB)	S-GB-G360-MAG-EX-C 28817-12237	24,198.67
5	Case360 Process Manager Concurrent User	S-GB-G360-PROCMGR-CASE 28817-12237	1,739.80
60	Execute360 Process Manager Concurrent User	S-GB-G360-PROCMGR-EX 28817-12237	38,398.75
30	Execute360 Process Manager Concurrent User	S-GB-G360-PROCMGR-EX 28817-12237	10,452.04
1	5x8 Support (Global 360)	S-GB-Extended5x8 28817-12237	0.00
250	Case360 Casefolder Concurrent Users	S-GB-G360-CASEFOLDER-CASE	0.00
		Subtotal	325,664.81
		Taxes	0.00
End User: Pinellas County IT Ref Last PO: 407843		Total ALL FIGURES USD	325,664.81

OPEN TEXT

SUPPORT RENEWAL

Annual Support & Upgrades

Jan Letchman
Board of County Commissioners Pinellas County
PO Box 2438
Clearwater, FL 33757
UNITED STATES

Date	04/23/201
Renewal Number	001223483
Start Date	10/01/201
Expiration Date	09/30/201
Payment Due	09/01/201

To authorize Open Text to invoice you for this support renewal, please sign and fax this quote to fax number
1 519 888 6663

I confirm that I have the authority to bind the company to the details of this quotation and steps will be taken internally to approve and pay the resulting invoice.

☐ Our company does not require a purchase order for the support services ordered hereto.

Authorized Signature:	Bill To Address (if different from above)
<hr/>	<hr/>
Name (printed):	Date
<hr/>	<hr/>
Email Address:	Title:
<hr/>	<hr/>

DIRECT ALL INQUIRIES TO Jennifer Eilert at 1 519 888 7111 Ext. 2385 or jeilert@opentext.com

Payment Instructions

☐ Check

Please make payable to:
Open Text Inc.
c/o J.P. Morgan Lockbox
24685 Network Place
Chicago, IL
60673-1246
UNITED STATES

☐ Wire

J.P. Morgan Bank
10 South Dearborn Street
Chicago, IL 60603
USA
Currency: USD
Bank Acct #: 802909309
SWIFT: CHASUS33
Wires: ABA 021000021
ACH: ABA 071000013

☐ PO# _____

Payment Terms Net 30

Please email to
supportrenewals@opentext.com or fax to
1 519 888 6663

☐ Credit Card

We accept AmEx, Visa, and MC (USD only). Please call to arrange for processing.

Jan Letchman
Board of County Commissioners Pinellas County
PO Box 2438
Clearwater, FL 33757
UNITED STATES

Date	04/23/2013
Renewal Number	0012234830
Start Date	10/01/2013
Expiration Date	09/30/2014
Payment Due	09/01/2013

Terms and Conditions

- This quotation is based upon the terms and conditions for maintenance signed between the parties, or in the absence of any such signed agreement, the terms set out in (i) the Software Maintenance Program Handbook available at www.opentext.com/agreements at the date of this quotation, and (ii) OpenText's standard software maintenance agreement, a copy of which is available on request. All software is licensed under the terms of the applicable software license agreement signed by the parties, or in the absence of such agreement, under the terms of the applicable End User License Agreement available at www.opentext.com/agreements at the date of this quotation
- All and any preprinted terms contained in any document and/or purchase order issued by Licensee are hereby fully rejected and shall have no legal effect.
- **Lapse & Reinstatement Fee:** Lapsed maintenance fees are subject to a 3% surcharge for each lapsed month—up to a maximum of 50% of the annual amount—in order to reinstate the lapsed Software Maintenance Program.
- **Software Maintenance Program Handbook:** For detailed support and maintenance information please refer to the handbook at the link below:
www.opentext.com/agreements
- **Cancellation:** Unless either party provides 90 days written notice prior to the expiration of the current term, the Software Maintenance Program shall renew for a subsequent 12 month term, commencing on the day following the expiration of the current term (the "Anniversary Date").
- **Increases:** OpenText Corporation may increase the annual fee for subsequent terms of Software Maintenance by no more than 10% of the price of the previous term.
- Taxes are subject to change
- **Billing/Invoice Address:**
If different from quote please complete the following:

Bill To Company: _____

Bill To Contact: _____

Bill To Address: _____

APPROVED TO FORM
OFFICE OF COUNTY ATTORNEY
By Michelle Wallace
Attorney