

RESOLUTION NO. _____ (CM)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WATSONVILLE APPROVING SOLE SOURCE PURCHASE WITH TYLER TECHNOLOGIES INC., A CORPORATION, FOR ENTERPRISE RESOURCE PLANNING SOFTWARE AS A SERVICE, IN AN AMOUNT NOT TO EXCEED \$1,000,000; AND AUTHORIZING AND DIRECTING THE CITY MANAGER TO EXECUTE AGREEMENT

WHEREAS, Tyler Technologies is the current on-prem enterprise resource planning (ERP) software; and

WHEREAS, migrating to the Software as a Service will allow access to future software enhancements; and

WHEREAS, subdivision (c) of § 3-5.210 exempts supplies and materials which are unique, available only from one source, or sought to match existing equipment or supplies already in use (also known as a sole source purchase); and

WHEREAS, the City would like to enter into two consecutive 3-year agreements for the ERP Software as a Service, in an amount not to exceed \$1,000,000.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF WATSONVILLE, CALIFORNIA, AS FOLLOWS:

1. This action does not meet CEQA's definition of a "project", because the action does not have the potential for resulting in either a direct physical change in the environment or a reasonably foreseeable indirect physical change in the environment.

2. The Council finds that the Software as a Service is available from one source that meets the needs of the City (also known as a sole source purchase).

3. This purchase is exempt from the purchasing procedures of Chapter 5 of Title 3 of the Municipal Code as a sole source purchase under subdivision (c) of § 3-5.210 of the Municipal Code.

4. That the sole source agreement for Software as a Service from Tyler Technologies Inc., in an amount not to exceed \$1,000,000, is hereby authorized.

5. That the City Manager is hereby authorized and directed to execute said Software as a Service Agreement and any amendments thereto; for and on behalf of the City of Watsonville, in the form attached hereto and incorporated herein by this reference, with minor revisions that may be approved by the City Manager and the City Attorney.
