



**Purchasing Service Agreement
CITY OF AUSTIN
RECOMMENDATION FOR COUNCIL ACTION**

**AGENDA ITEM NO.: 15
AGENDA DATE: Thu 08/04/2005
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SUBJECT: Authorize execution of a 12-month service agreement with COOK-HURLBERT, INC., Austin, TX, for software maintenance and support in an amount not to exceed \$113,000 with four 12-month extension options in an amount not to exceed \$115,260 for the first extension option, \$118,717 for the second extension option, \$123,466 for the third extension option, and \$129,639 for the fourth extension option, for a total agreement amount not to exceed \$600,082.

AMOUNT & SOURCE OF FUNDING: Funding in the amount of \$9,417 is available in the Fiscal Year 2004-2005 Amended Operating Budget of Austin Energy. Funding for the remaining eleven months of the original contract period and extension options is contingent upon available funding in future budgets.

FISCAL NOTE: There is no unanticipated fiscal impact. A fiscal note is not required.

REQUESTING Purchasing **DIRECTOR'S**
DEPARTMENT:for Austin Energy; **AUTHORIZATION:** Vickie Schubert

FOR MORE INFORMATION CONTACT: Mario Guerrero, Senior Buyer, 974.2261

PRIOR COUNCIL ACTION: 06/14/01, Council approved original Contract.

BOARD AND COMMISSION ACTION: N/A

PURCHASING: Sole Source.

MBE / WBE: N/A

This contract is to continue maintenance services for the Expert Designer 3 software that was awarded by Council on June 14, 2001, that is a component of the Data One System used by Austin Energy Electric Service Delivery (ESD) business unit.

The vendor will provide service to AE that includes code corrections, problem workarounds, help desk support, new software releases and as needed problem resolution.

This procurement is a sole source for the following reasons: 1) the source code is proprietary and is not available from another source; 2) the vendor's software license precludes any third party from modifying the source code; 3) the vendor's professional expertise in testing and error discovery is not available from any other firm.