

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

**DEPARTMENT:** Municipal Clerk's Office

**AGENDA DATE:** May 10, 2011

**CONTACT PERSON NAME AND PHONE NUMBER:** Richarda Duffy Momsen – City Clerk, (915)541-4531  
Bruce D. Collins – Purchasing Manager, (915) 541-4313

**DISTRICT(S) AFFECTED:** All

**SUBJECT:**

Request that the Purchasing Manager, Financial Services, be authorized to issue a purchase order to Tyler Technologies, Inc., who is sole developer and manufacturer of JIMS, the Case Management Software utilized by Municipal Court so as to continue to secure maintenance and support for the software for three years. The annually the cost is \$116,196 and the three year total is \$348,588.

**BACKGROUND / DISCUSSION:**

Since 1999, Municipal Court has employed JIMS as the case management software. This proprietary program is serviced by Tyler Technologies. Maintenance costs are assessed annually by the company. The funding for these costs is paid, not by the General Fund, but by the Municipal Court Technology Fund, a dedicated revenue fund authorized by statute and by ordinance for municipal court technology, derived from court costs paid by defendants convicted of a Class C misdemeanor.

**PRIOR COUNCIL ACTION:**

2008-085 approved December 18, 2007 Item 6A

**AMOUNT AND SOURCE OF FUNDING:**

Department: Municipal Clerk's Office  
Award amount is \$ 348,588 for 3 years  
Funds available: 11153060-16011-502202 Project PMC0001  
Fund Source: Municipal Court Technology Fund

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**BOARD / COMMISSION ACTION:** N/A

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\*\*\*\*\*AUTHORIZATION\*\*\*\*\*

**DEPARTMENT HEAD:** \_\_\_\_\_



**FINANCIAL SERVICES  
PURCHASING DIVISION**

**SOLE SOURCE AFFIDAVIT**

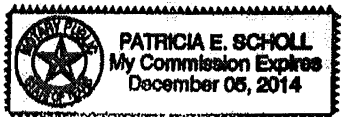
**THIS IS AN OFFICIAL PURCHASING DOCUMENT – RETAIN WITH PURCHASE ORDER FILE**

Before me, the undersigned official, on this day, personally appeared Kelly Green, 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 Kelly Green. 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: Tyler Technologies.
3. The above named company or firm is the sole source for the following item(s), product(s) or service(s):  
Programming services to modify source code of the El Paso Municipal Court Citation Management System
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 Vendor 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 Vendor understands that by providing false information on this Sole Source Affidavit, it may be considered a non-responsible Vendor on this and future purchases and may result in discontinuation of any/all business with the City of El Paso.**

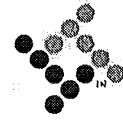
*Kelly Green*  
Signature

SUBSCRIBED AND SWORN to before me on this 2 day of FEBRUARY, 2011.



*Patricia E. Scholl*  
NOTARY PUBLIC  
PATRICIA E. SCHOLL  
PRINTED NAME  
12.5.2014  
MY COMMISSION EXPIRES

COMPANY NAME: Tyler Technologies, Inc.  
ADDRESS, CITY, STATE & ZIP CODE 6500 International Pkwy, Suite 2000, Plano, TX 75093  
PHONE: 972-713-3770 FAX NUMBER: 972-713-3777  
CONTACT NAME AND TITLE: Kelly Green, Director Legacy Applications Development  
WEB ADDRESS: www.tylertech.com EMAIL: kelly.green@tylertech.com  
FEDERAL TAX ID NUMBER: 75-2303920 TEXAS SALES TAX NUMBER: 17523039208



**tyler**  
technologies

6500 International Parkway  
Suite 2000  
Plano, Texas 75093

P: 972.713.3770  
F: 972.713.3777

[www.tylertech.com](http://www.tylertech.com)

February 2, 2011

City of El Paso  
Purchasing Division, 7th Floor  
2 Civic Center Plaza  
El Paso, TX 79901

To Whom It May Concern,

Tyler Technologies represents and warrants that it internally develops all of its software applications, including the El Paso Municipal Court Management System, and retains all intellectual property and ownership rights thereto. Tyler Technologies licenses its software to third parties for internal use only, but does not transfer any ownership or other intellectual property rights in and to Tyler's software; any components or copies thereof, or any derivative works to any third party. Tyler takes all steps and will continue to take all steps in the future to protect its proprietary software from any unauthorized use.

Regards,

Kelly Green  
Director, Legacy Applications Development