

**CITY OF HOLLYWOOD
INTEROFFICE MEMORANDUM**

TO: Mayor and Commissioners

DATE: November 16, 2021

FROM: Douglas R. Gonzales, City Attorney

SUBJECT: Tyler Technologies, Inc. Software as a Service Agreement

I have reviewed the above captioned agreement for form and legality. The general business terms and other significant provisions are as follows:

- 1) Department/Division involved – Public Utilities and Information Technology
- 2) Type of Agreement – Cloud-based utility customer billing system software
- 3) Method of Procurement (RFP, bid, etc.) – Sole-Source
- 4) Term of Contract
 - a) initial – One year
 - b) renewals (if any) – one-year optional renewals
 - c) who exercises option to renew – mutual agreement
- 5) Contract Amount – \$548,431.00/year
- 6) Termination rights – For cause termination
- 7) Indemnity/Insurance Requirements – Vendor indemnifies City against intellectual property claims. Mutual indemnification for negligence or willful misconduct by the other party, including violations of any law applicable to performance under the Agreement
- 8) Scope of Services – Migration to cloud-based servers to host the City’s utility customer billing system software.
- 9) City’s prior experience with Vendor (if any) – City is currently concluding an eight-year agreement with this vendor for similar services hosted in servers located on our premises
- 10) Other significant provisions – None

cc: Wazir A. Ishmael, Ph.D., City Manager