



Date December 18, 2023

RESOLUTION APPROVING AN EXCEPTION TO PROCUREMENT ORDINANCE REQUEST FOR PROCUREMENT REQUIREMENT FOR GOOD CAUSE AND APPROVING AMENDMENT TO AGREEMENT WITH EASY VISTA INC. FOR INFORMATION TECHNOLOGY SERVICE MANAGEMENT SOFTWARE IN AN AMOUNT NOT TO EXCEED \$249,366.75

WHEREAS, in 2018, the Information Technology Department requested the Finance Department, Procurement Division to procure Information Technology Service Management (ITSM) software; and

WHEREAS, a Request for Proposals was issued by the City on April 16, 2018 with four (4) proposals were received, and on September 10, 2018, by Roll Call No. 18-1524, the City Council accepted the proposal submitted by Easy Vista, Inc., 3 Columbus Circle, Suite 1532, New York, NY 10019 (Patrice Barbedette, CEO) and authorized the City Manager to negotiate and execute the resulting EasyVista Software License and Services Agreement – General Terms and Conditions and Software Subscription Terms and Conditions, as amended (“Agreement”); and

WHEREAS, the Agreement provides for a five-year initial term through December 31, 2023, with any renewal option to be accomplished by amendment; and

WHEREAS, the Information Technology Department continues to need the Information Technology Service Management (ITSM) software and wishes to amend the Agreement to increase the five-year initial term to an eight-year initial term and add up to three 1-year renewal options; and

WHEREAS, the Information Technology Department and Procurement Division are negotiating a Second Amendment to the Agreement to increase the Agreement term and add renewal options as described above, in total amount not to exceed \$249,366.75 (\$115,398.00 total for the extension of the initial term and \$133,968.75 combined total for the three optional 1-year renewals); and

WHEREAS, funding for said purchase is available from Operating Budget, GE001, IT153000 User Services, (FY2024, page 128); and

WHEREAS, the City Manager recommends that the above-described procurement be exempted from the Request for Proposals process for good cause shown, pursuant to Section 2-710(b) of the Municipal Code of the City of Des Moines.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Des Moines, Iowa, that:

- 1. Good cause has been shown to exempt the procurement of professional services and software as described above from the Procurement Ordinance Request for Proposals requirements.
2. The Information Technology Department and Procurement Division are hereby authorized and directed to complete negotiation of the Second Amendment to the Agreement to extend the initial term from five to eight years, with three optional one-year renewals, and the City Manager is authorized and directed to execute said Amendment and related documents on behalf of the City, following approval as to form by the Legal Department.



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23-1783

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- 3. Subject to, and in accordance with said Amendment, the extension of the current contract with Easy Vista Inc., for Information Technology Service Management (ITSM) software is hereby approved in a total contract amount not-to-exceed \$249,366.75.
- 4. The Information Technology Department Director is authorized to approve and execute renewal addenda for up to three 1-year renewals of the Agreement, in accordance with the pricing and terms of the Agreement as amended and with renewal addenda subject to approval as to form by the Legal Department.

(Council Communication No. 23-567)

Moved by Gatto to adopt.

Second by Boesen

APPROVED AS TO FORM:

/s/ Glenna K. Frank
Glenna K. Frank
Assistant City Attorney

Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, BOESEN, COLEMAN, GATTO, MANDELBAUM, VOSS, WESTERGAARD, and TOTAL.

CERTIFICATE

I, Laura Baumgartner, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

MOTION CARRIED APPROVED
J. M. Frankin Cownie Mayor

Laura Baumgartner City Clerk