

RESOLUTION 1818

A RESOLUTION APPROVING AN AMENDMENT TO SUBSCRIPTION AGREEMENT WITH TYLER TECHNOLOGIES, INC. IN THE AMOUNT OF \$17,594.

WHEREAS, the City of West Branch currently utilizes Tyler Technologies, Inc. "Incode" software for its financial, payroll and utility billing systems; and

WHEREAS, the current subscription agreement will expire on June 30, 2019; and

WHEREAS, Tyler Technologies, Inc. has proposed an amendment to extend the agreement until June 30, 2021 at a 5% increase to the total subscription fees; and

WHEREAS, it is now necessary for the City Council to approve said amendment.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of West Branch, Cedar County, Iowa, that the City Council approves an amendment to subscription agreement with Tyler Technologies, Inc. in the amount of \$17,594.

* * * * *

PASSED AND APPROVED this 24th day of June, 2019



Roger Laughlin, Mayor

Attest:



Redmond Jones II, City Administrator / City Clerk

Amendment to Contract ID# 2011-0078



Amendment to Subscription Agreement

This Amendment is made between Tyler Technologies, Inc., with offices at 5519 53rd Street, Lubbock, Texas 79414 ("Tyler") and the City of West Branch, with offices at 1.10 N Poplar Street, West Branch, IA 52358 ("Client").

WHEREAS, Client and Tyler are parties to the contract numbered 2011-0078 dated June 21, 2011 governing Client's access to the software and services ("Software") described therein; and

WHEREAS, the term of the Agreement expires June 30, 2019;

NOW THEREFORE, in consideration of the foregoing and of the mutual covenants and promises set forth in this Agreement, Tyler and Client agree as follows:

1. The term of the Agreement is hereby renewed for a two (2) year term commencing on July 1, 2019 and expiring on June 30, 2021 ("Term"). Upon expiration of the initial term, this Amendment will renew automatically for additional one (1) year renewal terms at our then-current SaaS Fees unless terminated in writing by either party at least sixty (60) days prior to the end of the then-current renewal term.
2. Tyler shall invoice Client \$8,797.00 for the first year's annual subscription fee in advance of the Term renewal date, and in each year through the end of the Term.
3. The subscription fees are based on the number of three (3) users described in the Agreement, and the Software may be accessed by no more than this number. Additional user subscriptions may be added during the Term at the same pricing as that for the current subscriptions, prorated for the remainder of the Term in effect at the time the additional user subscriptions are added.
4. All terms and conditions of the Agreement not herein amended shall remain in full force and effect.

IN WITNESS WHEREOF, a duly authorized representative of each party has executed this Amendment as of the date(s) set forth below.

Tyler Technologies, Inc.
Local Government Division

City of West Branch

DocuSigned by:
By: Janet Joiner
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By: Redmond Jones II

Name: Janet Joiner

Name: Redmond Jones II

Title: Vice President, Finance-LGD Division

Title: City Administrator

Date: 6/25/2019

Date: 6/25/2019