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Item No. ___

**THIS IS A DRAFT AND WILL BE REPLACED BY THE FINAL,
SIGNED ORDINANCE ADOPTED BY THE CITY COUNCIL.**

ORDINANCE

APPROVING A CONTRACT WITH ACCELA, INC. FOR CONTINUED MAINTENANCE AND SUPPORT OF THE RIGHT OF WAY MANAGEMENT SOLUTION WHICH PROVIDES A REVIEW OF AGENCY GEOGRAPHIC INFORMATION SERVICES MAPPING TECHNOLOGY AND PRODUCT DATA SOURCES. THIS CONTRACT IS FOR A ONE YEAR PERIOD BEGINNING UPON AWARD BY CITY COUNCIL WITH THE OPTION TO RENEW FOR THREE, ADDITIONAL ONE-YEAR PERIODS FOR A TOTAL COST NOT TO EXCEED \$771,962.86. FUNDING IS AVAILABLE IN THE RIGHT OF WAY MANAGEMENT FUND.

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WHEREAS, an offer was submitted by Accela, Inc., for continued maintenance and support of the Accela Right of Way Management ("ROWM") solution which provides a review of agency Geographic Information Services ("GIS") mapping technology and product data sources; and

WHEREAS, the City's ROWM is responsible for a variety of permits related to construction and other activities within the City's infrastructure; and

WHEREAS, in order to ensure public safety and mobility, permits are required to operate in the City's right of way; and

WHEREAS, the Accela ROWM solution includes functional modules such as Permit with Workflow and Document Attachment Management; and

WHEREAS, the Texas Local Government Code indicates that competitive bidding is not required under section 252.022(a)(7)(A), which provides for any items that are available only from a sole source of supply; and

WHEREAS, the contract term is for a one-year period beginning on the date approved by City Council with the option for the City to renew for three additional, one-year periods for a total cost not to exceed \$771,962.86; and

WHEREAS, all expenditures will be in accordance with the applicable fiscal year's budget approved by City Council; **NOW THEREFORE:**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

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____/____/____
Item No. ____

SECTION 1. The offer submitted by Accela, Inc., to provide the City of San Antonio with continued maintenance and support of the Accela Right of Way Management solution for a total cost not to exceed \$771,962.86 is hereby accepted, subject to and contingent upon the deposit of all required bonds, performance deposits, insurance certificates and endorsements. A copy of the bid tabulation and contract is attached hereto and incorporated herein for all purposes as **Exhibit I**.

SECTION 2. Funding for this ordinance in the amount of \$184,520.00 is available in Fund 29052000, Cost Center 2303040002 and General Ledger Account 5201040 as part of the Fiscal Year 2020 Budget.

SECTION 3. Additional funding in the amount of \$587,442.86 is contingent upon City Council approval of subsequent budgets that fall within the term of this contract.

SECTION 4. Payment is authorized to Accela, Inc., and should be encumbered with a purchase order. Payment is limited to the amounts budgeted in the operating and/or capital budget funding sources identified. All expenditures will comply with approved operating and/or capital budgets for current and future fiscal years.

SECTION 5. The financial allocations in this ordinance are subject to approval by the Deputy Chief Financial Officer, City of San Antonio. The Deputy Chief Financial Officer may, subject to concurrence by the City Manager or designee, correct allocations to specific SAP Fund Numbers, SAP Project Definitions, SAP WBS Elements, SAP Internal Orders, SAP Fund Centers, SAP Cost Centers, SAP Functional Areas, SAP Funds Reservation Document Numbers, and SAP GL Accounts as necessary to carry out the purpose of this ordinance.

SECTION 6. This ordinance is effective immediately upon passage by eight or more affirmative votes; otherwise, it is effective on the tenth day after passage.

PASSED AND APPROVED this ____ day of _____, 2020.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Tina Flores, Acting City Clerk

Andrew Segovia, City Attorney