

ORDINANCE/RESOLUTION REQUEST

Please email requests to the Mayor's Legislative Team

at MileHighOrdinance@DenverGov.org by **3:00pm on Monday**. Contact the Mayor's Legislative team with questions

Date of Request: 9/24/2018

Please mark one: **Bill Request** or **Resolution Request**

1. Type of Request:

- Contract/Grant Agreement** **Intergovernmental Agreement (IGA)** **Rezoning/Text Amendment**
 Dedication/Vacation **Appropriation/Supplemental** **DRMC Change**
 Other:

2. Title: (Start with *approves, amends, dedicates*, etc., include name of company or contractor and indicate the type of request: grant acceptance, contract execution, contract amendment, municipal code change, supplemental request, etc.)

Amends an existing standard expenditure contract with Athlaction Holding dba Active Network, LLC.

3. Requesting Agency: Technology Services

4. Contact Person:

| | |
|--|---|
| Contact person with knowledge of proposed ordinance/resolution | Contact person to present item at Mayor-Council and Council |
| Name: Kevin Anthony | Name: Joe Saporito |
| Email: kevin.anthony@denvergov.org | Email: joseph.saporito@denvergov.org |

5. General description or background of proposed request. Attach executive summary if more space needed:

The City currently uses the vendor's Payment Card Industry compliant Enterprise Cashiering (ECS) and Ecommerce application. This solution allows the City to accept payments (in person, by mail and online) to over 20 City agencies and to integrate with numerous back-end systems. It also creates a standardization in the cash handling and financial reconciliation processes. By making 25 different City services available online (for example, property and business taxes, parking citations and court citations), citizens have been able to avoid wait times and the expense of coming downtown to complete payments in person. The current application has worked well for the City since 2011; however, the vendor is no longer investing in the product to make it a modern, mobile-friendly system. The City will conduct a solicitation process in 2019 to procure a new system. This amendment will allow the City to continue to use the current application until a new one can be implemented. This amendment is for the continual technical support of the system.

BACKGROUND:

This first term of this contract was 8/10/2010 - 8/8/2015 and the contract maximum amount was \$194,400. This was to cover the support and maintenance of the ECS application. The annual support costs are based on the number of Point of Sale (POS) systems and the associated software licenses. At that time, the annual supports costs were \$38,800 / year (\$38,800 * 5 years = \$194,000). Due to an increase in the number of POS systems and associated licenses, the annual support and maintenance costs increased; therefore, this contract was amended in 2012 to add \$300,000 and extend the term by three years making the new term date 8/9/2018 and the new contract maximum amount \$494,000. This second amendment is adding \$266,475 and three years to continue to support the ECS application until a new product can be implemented. The current support costs are \$88,825 / year (\$88,825 * 3 = \$266,475). Again, support costs are based on the number of POS systems and associated licenses and the City has increased this number over the last several years which has resulted in a higher annual support costs.

6. City Attorney assigned to this request (if applicable): Steve Hahn

To be completed by Mayor's Legislative Team:

Resolution/Bill Number: RR18 1026

Date Entered: _____

7. **City Council District:** N/A - Citywide

8. ****For all contracts, fill out and submit accompanying Key Contract Terms worksheet****

Key Contract Terms

Type of Contract: (e.g. Professional Services > \$500K; IGA/Grant Agreement, Sale or Lease of Real Property):

Standard Expenditure contract in excess of \$500,000

Vendor/Contractor Name: Athlaction Holding dba Active Network, LLC

Contract control number: TECHS - CE00013-02

Location: N/A Citywide

Is this a new contract? Yes No **Is this an Amendment?** Yes No **If yes, how many?** Two

Contract Term/Duration (for amended contracts, include existing term dates and amended dates):

Current term: 8/10/2010 - 8/9/2018 Proposed term: 8/10/2010 - 12/31/2021 Duration: 11 years*

*An Innovation Fund proposal to replace this solution has been approved. The City will be undergoing a solicitation process to procure a new system in 2019. This amendment will allow the City to continue to use the current solution until the solicitation, selection and implementation process has been completed. Technology Services will be preparing a Request for Proposal (RFP) in 2019 to be released in late 2019, early 2020 to choose a new product / vendor. After the RFP process, Technology Services and the City Attorney's Office will work with the awarded vendor to establish a new contract. This process is estimated to be completed in early to mid 2020. After the completion of the contract, Technology Services can start the implementation process of the new system. Based on previous implementations, this process is estimated to take 18 months.

Contract Amount (indicate existing amount, amended amount and new contract total):

| <i>Current Contract Amount</i> (A) | <i>Additional Funds</i> (B) | <i>Total Contract Amount</i> (A+B) |
|---------------------------------------|--------------------------------|---------------------------------------|
| \$494,400 | \$266,475 | \$760,875 |

| <i>Current Contract Term</i> | <i>Added Time</i> | <i>New Ending Date</i> |
|------------------------------|-------------------|------------------------|
| 8/10/2010 - 8/9/2018 | 3 Years | 12/31/2021 |

Scope of work:

Vendor will continue to support the Active Network Denver Payment Manager software application (Enterprise Cashiering System, ECS) according to our Service Level Agreement.

Was this contractor selected by competitive process? Yes **If not, why not?**

Has this contractor provided these services to the City before? Yes - Via this contract No

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Source of funds: Cost Center 3074300 Technology Services Applications / 01010 General Fund

Is this contract subject to: W/MBE DBE SBE XO101 ACDBE N/A

WBE/MBE/DBE commitments (construction, design, Airport concession contracts): N/A

Who are the subcontractors to this contract? N/A

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