

## **BILL NO. 19-142**

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AN ORDINANCE APPROVING THE FIRST AMENDMENTS TO THE SOFTWARE AND SERVICE CONTRACTS WITH QUESTICA LTD. AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE SAME BY AND ON BEHALF OF THE CITY.

WHEREAS, the City Council, pursuant to Ordinance 8585, authorized the City of Lee's Summit's ("City") to enter into a software license and service agreement and a software subscription agreement (the "Agreements") with Questica Ltd ("Questica"), and such agreements were executed on April 2, 2019; and,

WHEREAS, the Agreements have an initial one-year term, with up to four automatic one-year renewal terms unless cancelled by either party in accordance with the terms of the Agreements. The initial terms of each Agreement expires on April 2, 2020 and each renewal term thereafter expires on April 2 of each respective year; and,

WHEREAS, the City desires to amend the expiration date and renewal date of each Agreement to better align with the end of the City's fiscal year; and,

WHEREAS, Questica is willing to modify the expiration dates of the terms in accordance with the terms and conditions set forth in the proposed amendments attached herein.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LEE'S SUMMIT, MISSOURI, as follows:

SECTION 1. The City Council of the City of Lee's Summit, Missouri hereby authorizes the First Amendments of the Software and Service Agreements.

SECTION 2. The City Council hereby approves and authorizes the City Manager, by and on behalf of the City of Lee's Summit, Missouri, to execute the First Amendments to the Software and Service Agreements (collectively the "Questica Agreements") between Questica Ltd. and the City of Lee's Summit, Missouri, each amendment attached as "Exhibit A" and "Exhibit B" respectively and incorporated herein by reference, for the purpose of acquiring budgeting software and receiving maintenance and support services to adjust the agreements renewal dates.

SECTION 3. This Ordinance shall be in full force and effect from and after the date of its passage and adoption, and approval by the Mayor.

SECTION 4. Should any section, sentence, or clause of this ordinance be declared invalid or unconstitutional, such declaration shall not affect the validity of the remaining sections, sentences or clauses.

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PASSED by the City Council of the City of Lee's Summit, Missouri, this \_\_\_\_ day of \_\_\_\_\_, 2019.

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Mayor *William A. Baird*

ATTEST:

\_\_\_\_\_  
City Clerk *Trisha Fowler Arcuri*

APPROVED by the Mayor of said city this \_\_\_\_\_ day of \_\_\_\_\_, 2019.

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Mayor *William A. Baird*

ATTEST:

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City Clerk *Trisha Fowler Arcuri*

APPROVED AS TO FORM:

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Chief Counsel of Operations and Management  
*Daniel R. White*