

## **BILL NO. 21-128**

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AN ORDINANCE APPROVING AN AMENDMENT TO AN AGREEMENT BETWEEN THE CITY OF LEE'S SUMMIT AND ADVANCED UTILITY SYSTEMS TO UPGRADE THE CITY'S CIS INFINITY SOFTWARE AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE SAME BY AND ON BEHALF OF THE CITY.

WHEREAS, the City of Lee's Summit ("City") and Advanced Utility Systems ("Advanced") have Software License, Implementation and Support and Maintenance Agreement dated October 28, 2010 ("Software and Maintenance Agreement") whereby the City received a license to Advanced's CIS Infinity software; and,

WHEREAS, in 2017 the City and Advanced amended the Software and Maintenance Agreement, pursuant to Ordinance 8154, to allow the City to continue receiving software maintenance services; and,

WHEREAS, the City's Water Utilities Department relies on the CIS Infinity software system for its core functions; and,

WHEREAS, the City has not had a major upgrade to the CIS Infinity software since 2012, and desires to upgrade such software to gain additional functional and improve performance; and,

WHEREAS, the upgrade requires an amendment to the scope of work set forth in the Software Agreement; and

WHEREAS, the CIS Infinity software is Advanced's proprietary property and Advanced is the only firm that can perform the upgrade.

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

SECTION 1. The City Council approves the amendment to the Software and Maintenance Agreement, as amended, between the City of Lee's Summit Missouri and Advanced Utilities Systems, attached as Exhibit A and incorporated herein by reference, to add to the scope of work the upgrade of the CIS Infinity software program for a cost not to exceed \$308,000.00, and authorizes the City Manager to execute the same in substantially the same form as the attached on behalf of the City.

SECTION 2. 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 3. 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 Lee's Summit, Missouri, this \_\_\_\_ day of \_\_\_\_\_, 2021.

\_\_\_\_\_  
Mayor *William A. Baird*

ATTEST:

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

APPROVED by the Mayor of said city this \_\_\_\_ day of \_\_\_\_\_, 2021.

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Mayor *William A. Baird*

ATTEST:

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

APPROVED AS TO FORM:

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