



BOARD OF SUPERVISORS AGENDA ITEM REPORT
CONTRACTS / AWARDS / GRANTS

☐ Award ☒ Contract ☐ Grant

Requested Board Meeting Date: 06/18/19

* = Mandatory, information must be provided

or Procurement Director Award ☐

***Contractor/Vendor Name/Grantor (DBA):**

Election Systems & Software LLC

***Project Title/Description:**

Elections Voting System and Related Services

***Purpose:**

Amendment of Award: Master Agreement No. MA-PO-15-051, Amendment No. 02. This Amendment is for a one-time increase in the amount of \$1,300,000.00 for a cumulative not-to-exceed contract amount of \$2,598,212.00. This increase is required to purchase additional voting machines, software maintenance and support services, are compatible with existing tabulation systems.

Administering Department: Elections

***Procurement Method:**

Pursuant to Pima County Procurement Code 11.12.020, Competitive sealed proposals, on 09/02/14, the Board of Supervisors approved an award of contract for an initial term of six (6) years in the amount of \$886,947.00 and included one (1) six-year renewal option.

On 05/17/16, the Board of Supervisors approved Amendment No. 01, to increase funding by \$411,265.00 for a cumulative not-to-exceed contract amount of \$1,298,212.00. The increase was to purchase additional equipment, software and services.

PRCUID: 134018

Attachment: Contract Amendment No. 02.

***Program Goals/Predicted Outcomes:**

Support for elections equipment and software.

***Public Benefit:**

Reduction in downtime and time needed to produce election results.

***Metrics Available to Measure Performance:**

Time reduction in elections system provides more efficient performance.

***Retroactive:**

No

Procure Dept 06/05/19 PM03:58

To COB: 6-5-19 (.)
ver. 10
pgs. 7

Contract / Award Information

Document Type: _____ Department Code: _____ Contract Number (i.e., 15-123): _____
Effective Date: _____ Termination Date: _____ Prior Contract Number (Synergen/CMS): _____
☐ Expense Amount: \$ _____ ☐ Revenue Amount: \$ _____

***Funding Source(s) required:**

Funding from General Fund? ☐ Yes ☐ No If Yes \$ _____ % _____

Contract is fully or partially funded with Federal Funds? ☐ Yes ☐ No

***Is the Contract to a vendor or subrecipient?**

Were insurance or indemnity clauses modified? ☐ Yes ☐ No

If Yes, attach Risk's approval

Vendor is using a Social Security Number? ☐ Yes ☐ No

If Yes, attach the required form per Administrative Procedure 22-73.

Amendment / Revised Award Information

Document Type: MA Department Code: PO Contract Number (i.e., 15-123): 15-051
Amendment No.: 02 AMS Version No.: 10
Effective Date: 06/18/19 New Termination Date: _____
Prior Contract No. (Synergen/CMS): _____
☒ Expense or ☐ Revenue ☒ Increase ☐ Decrease Amount This Amendment: \$ 1,300,000.00
Is there revenue included? ☐ Yes ☒ No If Yes \$ _____

***Funding Source(s) required:** Help America Vote Act Grant

Funding from General Fund? ☐ Yes ☒ No If Yes \$ _____ % 0

Grant/Amendment Information (for grants acceptance and awards)

☐ Award ☐ Amendment

Document Type: _____ Department Code: _____ Grant Number (i.e., 15-123): _____
Effective Date: _____ Termination Date: _____ Amendment Number: _____
☐ Match Amount: \$ _____ ☐ Revenue Amount: \$ _____

***All Funding Source(s) required:**

*Match funding from General Fund? ☐ Yes ☐ No If Yes \$ _____ % _____

*Match funding from other sources? ☐ Yes ☐ No If Yes \$ _____ % _____

***Funding Source:**

*If Federal funds are received, is funding coming directly from the
Federal government or passed through other organization(s)?

Contact: Eric Welch, Procurement Officer

Department: Procurement

Department Director Signature/Date:

Deputy County Administrator Signature/Date:

County Administrator Signature/Date:
(Required for Board Agenda/Addendum Items)

Pima County Department of Elections

Project: Elections Voting System and Related Services

Contractor: Election Systems & Software LLC

11208 John Galt Boulevard

Omaha, NE 68137

402-970-1107

Anne Lionberger

Anne.lionberger@essvote.com

Contract No.: MA-PO-15-051

Contract Amendment No.: Two (02)

Orig. Contract Term: 09/02/2014 - 09/01/2020

Termination Date Prior Amendment: 09/01/20

Termination Date This Amendment: 09/01/20

Orig. Amount: \$886,947.00

Prior Amendments Amount: \$411,265.00

This Amendment Amount: \$1,300,000.00

Revised Total Amount: \$2,598,212.00

CONTRACT AMENDMENT

1. **Background.** The parties acknowledge that the following information is accurate:
 - 1.1. On 09/02/14, County and Election Systems & Software LLC ("Contractor") entered into the above referenced Contract to provide Elections Voting Systems and Related Services.
 - 1.2. On 05/17/16, the Board of Supervisors approved an increase of \$411,265.00 (including sales tax) in the compensation amount for a revised not-to-exceed amount of \$1,268,212.00. This increase was to pay for additional equipment, software and services.
 - 1.3. The parties are amending the Contract because County's Election Department requires an additional 300 voting machines, which will be compatible with existing tabulation systems.
2. **Maximum Payment Amount.** The maximum amount the County will spend under this Contract, as set forth in Article III- Compensation and Payment, is increased by \$1,300,000.00 (including sales tax) in the attached in **Exhibit H** (1 page). County's total payments to Contractor under this contract, including any sales taxes, will not exceed \$2,598,212.00.
3. **Scope of Services.** The parties have revised the Contract Scope of Services by adding Exhibit H (1 page).

The effective date of this Amendment is June 18, 2019.

All other provisions of the Contract not specifically changed by this Amendment remain in effect and are binding upon the parties.

PIMA COUNTY

Chairman, Board of Supervisors

Date

ATTEST

Clerk of the Board

Date

APPROVED AS TO FORM



Deputy County Attorney

Date

5/31/19

Election Systems & Software LLC



Authorized Officer Signature

VP of Finance
Printed Name and Title

06/03/2019
Date

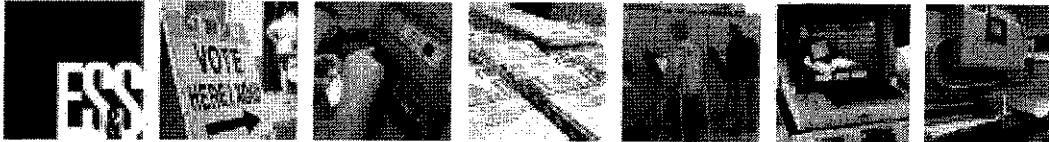
APPROVED AS TO CONTENT



Department Head

Date

6-3-19



Pima County, AZ
Purchase Proposal Quote
Submitted by Election Systems & Software

<u>Purchase Solution Includes:</u>		
<u>Quantity</u>	<u>Item Description</u>	<u>Price</u>
Tabulation Hardware		
300	ExpressVote Ballot Marking Device:	
	ExpressVote BMD Terminal (Includes Terminal, Internal Backup Battery, ACM Keyboard, Headphones, Power Supply with AC Cord, and One (1) Standard 4GB Memory Device)	\$997,500.00
300	ExpressVote Add-Ons:	
	Soft-Sided Case	\$52,500.00
10	ExpressVote Barcode Scanner for Tabulation or Booth	\$4,850.00
30	Standard 4GB Memory Device (Additional)	\$3,150.00
Election Services		
2	Implementation Services (Does not include Coding, Voice File or Setup)	\$3,400.00
X	Project Management	
1	Election On-Site Support (One Event Includes a person on-site the day before, day of, and day after election)	\$4,675.00
X	Equipment Installation	\$31,500.00
X	1 Year Hardware and Software Warranty	Included
X	Shipping & Other	
	Shipping and Handling	\$10,500.00
Total Purchase Solution		\$1,110,075.00
Payment Terms		
	Amount due within thirty (30) calendar days of contract execution:	\$277,518.75
	Amount due within thirty (30) calendar days of delivery of Hardware and/or Software:	\$832,556.25
Annual Post-Warranty License and Maintenance and Support Fees		
(Fees are Based Upon a 4-Year Customer Commitment to Subscribe to the Following Services)		
300	Annual Post-Warranty Hardware Maintenance and Support Fees:	
	HMA ExpressVote BMD - Extended Warranty with Biennial Maintenance	\$29,250.00
300	Annual Post-Warranty Firmware License and Maintenance and Support Fees:	
	Firmware License - ExpressVote	\$19,500.00
Total Annual Post-Warranty License and Maintenance and Support Fees		\$48,750.00

Footnotes:

1. This quote is an estimate and is subject to final review and approval by both ES&S and the Customer.
2. Any applicable (City & State) sales taxes have not been included in pricing and are the responsibility of the customer.
3. The quantity of service days reflects a reasonable estimate for implementation and selected ongoing election services. Quantities may change depending on specific Customer needs.
- 4.



MASTER AGREEMENT

PIMA COUNTY, ARIZONA

THIS IS NOT AN ORDER - TRANSMISSION CONSTITUTES
CONTRACT EXECUTION

Master Agreement No: 15000000000000000051

MA Version: 10

Page: 1 of 2

Description: Elections Voting System and Related Services

I S S U E R	Pima County Procurement Department	T E R M S	Initiation Date: 06-18-2019				
	130 W. Congress St. 3rd Fl		Expiration Date: 09-01-2020				
	Tucson AZ 85701						
	Issued By: ERIC WELCH						
	Phone: 5207249510						
	Email: eric.welch@pima.gov						
			<table border="1"><tr><td>NTE Amount:</td><td>\$2,598,212.00</td></tr><tr><td>Used Amount:</td><td>\$1,146,659.64</td></tr></table>	NTE Amount:	\$2,598,212.00	Used Amount:	\$1,146,659.64
NTE Amount:	\$2,598,212.00						
Used Amount:	\$1,146,659.64						

V E N D O R	Election Systems & Software LLC	Contact:	Anne Lionberger
	11208 John Galt Boulevard	Phone:	402-970-1107
	Omaha NE 68137	Email:	anne.lionberger@essvote.com
		Terms:	0.00 %
		Days:	30

Shipping Method:	Vendor Method
Delivery Type:	
FOB:	FOB Dest, Freight Prepaid
Modification Reason Amendment No. 2 is for a one-time increase in the amount of \$1,300,000.00 for a cumulative not-to-exceed contract amount of \$2,598,212.00. This increase is required to purchase additional voting machines, software maintenance and support services, are compatible with existing tabulation systems.	

This Master Agreement incorporates the attached documents, and by reference all instructions, Standard Terms and Conditions, Special Terms and Conditions, and requirements that are included in or referenced by the solicitation documents used to establish this agreement. All transactions and conduct are required to conform to these documents.



MASTER AGREEMENT DETAILS

Master Agreement No: 15000000000000000051

MA Version: 10

Page: 2 of 2

Line	Description					
13	Free Form Line Discount	UOM	Unit Price	Stock Code	VPN	MPN
	0.0000 %		\$0.00			
14	Free Form Line Discount	UOM	Unit Price	Stock Code	VPN	MPN
	0.0000 %		\$0.00			
15	ExpressVote Ballot Marking Device Discount	UOM	Unit Price	Stock Code	VPN	MPN
	0.0000 %	EA	\$3,325.00			
16	ExpressVote Ballot Soft Sided Case Discount	UOM	Unit Price	Stock Code	VPN	MPN
	0.0000 %	EA	\$175.00			
17	ExpressVote Barcode Scanner for Tabletop or Booth Discount	UOM	Unit Price	Stock Code	VPN	MPN
	0.0000 %	EA	\$685.00			
18	Standard 4GB Memory Device (Additional) Discount	UOM	Unit Price	Stock Code	VPN	MPN
	0.0000 %	EA	\$105.00			
19	Implementation Svc Project Mgmt Discount	UOM	Unit Price	Stock Code	VPN	MPN
	0.0000 %	EA	\$1,700.00			
20	Election On-Site Support Discount	UOM	Unit Price	Stock Code	VPN	MPN
	0.0000 %	EA	\$4,675.00			
21	Equipment Installation Discount	UOM	Unit Price	Stock Code	VPN	MPN
	0.0000 %	EA	\$105.00			
22	Annual Post-Warranty Hardware Maintenance & Support Fees Discount	UOM	Unit Price	Stock Code	VPN	MPN
	0.0000 %	EA	\$97.50			
23	Annual Post-Warranty Firmware License & Maintenance & Support Discount	UOM	Unit Price	Stock Code	VPN	MPN
	0.0000 %	EA	\$65.00			