

FORSYTH COUNTY

BOARD OF COMMISSIONERS

MEETING DATE: SEPTEMBER 23, 2013 AGENDA ITEM NUMBER: 10

**SUBJECT: RESOLUTION APPROVING THE PURCHASE OF DOCUWARE DOCUMENT MANAGEMENT SOLUTION PRODUCTS AND SERVICES UNDER AN EXCEPTION TO THE BIDDING LAWS CODIFIED IN N.C.G.S. 143-129(e)(6) AND AWARDED A CONTRACT TO PATTERSON POPE, INC., AN AUTHORIZED DOCUWARE PARTNER
(MANAGEMENT INFORMATION SERVICES DEPARTMENT)**

COUNTY MANAGER'S RECOMMENDATION OR COMMENTS: Recommend Approval

SUMMARY OF INFORMATION:

In May 2011, Forsyth County entered into an \$8,768.00 contract with Patterson Pope, Inc. to purchase Docuware document management solution products and services. The Forsyth County Management Information Services Department now desires to maintain Docuware as a document management solution and to purchase the Enterprise Edition of Docuware, additional enhancement components, and unlimited licenses taking the products and services to scale for County-wide deployment.

Docuware prohibits competition among authorized Docuware partners (Resellers). Therefore, performance or price competition are not available, the needed product is available from only one source of supply, and standardization and compatibility are overriding considerations for the purchase of upgraded products and services from Patterson Pope, Inc.

N.C.G.S. 143-129(e)(6) provides that the bidding laws do not apply to purchases where performance or price competition are not available, the needed product is available from only one source, and standardization and compatibility are overriding considerations, and that such purchases must be approved by the governing board of the political subdivision.

ATTACHMENTS: YES NO

SIGNATURE: *J. Kendrick Watts, Jr.* DATE: September 19, 2013
COUNTY MANAGER

**RESOLUTION APPROVING THE PURCHASE OF DOCUWARE DOCUMENT
MANAGEMENT SOLUTION PRODUCTS AND SERVICES UNDER AN
EXCEPTION TO THE BIDDING LAWS CODIFIED IN N.C.G.S. 143-129(e)(6)
AND AWARDING A CONTRACT TO PATTERSON POPE, INC.,
AN AUTHORIZED DOCUWARE PARTNER
(MANAGEMENT INFORMATION SERVICES DEPARTMENT)**

WHEREAS, in May 2011, Forsyth County entered into an \$8,768.00 contract with Patterson Pope, Inc. to purchase Docuware document management solution products and services and the Forsyth County Management Information Services Department now desires to maintain Docuware as a document management solution and to purchase the Enterprise Edition of Docuware, additional enhancement components, and unlimited licenses taking the products and services to scale for County-wide deployment; and

WHEREAS, because Docuware prohibits competition among authorized Docuware partners (Resellers), performance or price competition are not available, the needed product is available from only one source of supply, and standardization and compatibility are overriding considerations for the purchase of upgraded products and services from Patterson Pope, Inc; and

WHEREAS, N.C.G.S. 143-129(e)(6) provides that the bidding laws do not apply to purchases of apparatus, supplies, materials, or equipment when: (i) performance or price competition for a product are not available; (ii) a needed product is available from only one source of supply; or (iii) standardization or compatibility are overriding considerations; and

WHEREAS, N.C.G.S. 143-129(e)(6) further requires the governing board of political subdivision of the State to approve purchases under the above provision prior to the award of the contract.

NOW, THEREFORE, BE IT RESOLVED that the Forsyth County Board of Commissioners hereby approves the purchase of Docuware document management solution products and services for use by the Management Information Services Department under the exception to the bidding laws as provided and authorized by N.C.G.S. 143-129(e)(6).

BE IT FURTHER RESOLVED that the Forsyth County Board of Commissioners hereby awards a contract to Patterson Pope, Inc., in the amount of \$102,365.00 for the purchase of Docuware document management solution products and services for use by the Management Information Services Department with its current Docuware products and services.

BE IT FURTHER RESOLVED by the Forsyth County Board of Commissioners that the Chairman or the County Manager and the Clerk to the Board are hereby authorized to execute, on behalf of Forsyth County, a contract with Patterson Pope, Inc., to purchase the Docuware document management solution products and services described herein, subject to a pre-audit certificate thereon by the Chief Financial Officer, if applicable, and approval as to form and legality by the County Attorney.

Adopted this the 23rd day of September 2013.