

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILPITAS APPROVING THE PURCHASE OF MAINTENANCE SCHEDULING AND TRACKING SOFTWARE BY PIGGYBACKING THE CITY OF SANTA MONICA CONTRACT WITH MAINTENANCE CONNECTION**

**WHEREAS**, Section I-2-3.07 of the Milpitas Municipal Code authorizes the City Council to enter contracts without competitive bid when the Purchasing Agent determines that the piggyback purchase is in the City’s best interest of the City; and

**WHEREAS**, the City of Santa Monica’s solicitation that resulted in the contract with Maintenance Connection was obtained and reviewed for compliance with the City’s Purchasing Ordinance by the Purchasing Agent; and

**WHEREAS**, there are no local suppliers or contractors who could provide the maintenance scheduling and tracking software at competitive rates; and

**WHEREAS**, the City’s specifications for maintenance scheduling and tracking software are the same as those listed in Santa Monica’s solicitation; and

**WHEREAS**, the price for Maintenance Connection software under the Santa Monica contract is estimated to be lower than if the City made the purchase pursuant to the City’s Purchasing Ordinance; and

**WHEREAS**, the price the City will pay for the software from Maintenance Connection will be the same price as in the Santa Monica.

**NOW, THEREFORE**, the City Council of the City of Milpitas hereby finds, determines, and resolves as follows:

1. The City Council has considered the full record before it, which may include but is not limited to such things as the staff report, testimony by staff and the public, and other materials and evidence submitted or provided to it. Furthermore, the recitals set forth above are found to be true and correct and are incorporated herein by reference.
2. The City Manager is authorized to execute a separate contract with Maintenance Connection for scheduling and tracking maintenance work software, which references the solicitation by Santa Monica and the terms, conditions and prices in the Santa Monica contract, not-to-exceed \$42,805.66 for the first year and \$3,852.56 for three additional one year periods.

PASSED AND ADOPTED this \_\_\_\_ day of \_\_\_\_\_, by the following vote:

- AYES:
- NOES:
- ABSENT:
- ABSTAIN:

ATTEST:

APPROVED:

\_\_\_\_\_  
Mary Lavelle, City Clerk

\_\_\_\_\_  
Robert Livengood, Mayor

APPROVED AS TO FORM:

\_\_\_\_\_  
Michael J. Ogaz, City Attorney



## PIGGYBACK AGREEMENT

This AGREEMENT is entered into this 20th day of August, 2009, by and between the City of Milpitas, a municipal corporation of the State of California (hereafter referred to as "CITY") and **Maintenance Connection**, (hereafter referred to as "VENDOR").

### RECITALS

WHEREAS, VENDOR and the **City of Santa Monica** originally entered into an agreement for **Software Licensing, Maintenance, and Technical Support** on May 30, 2008; and

WHEREAS, the parties aforementioned desire to open the use of their agreement to other municipalities; and

WHEREAS the practice of "Piggyback" procurement is specifically authorized by the City Municipal Code Sec. I-2-3.07 "Piggyback Procurement";

NOW THEREFORE, in consideration of the mutual covenants and conditions herein contained, the CITY agrees to enter into a separate agreement with VENDOR and hereby incorporates by reference the solicitation, terms, conditions, and pricing of the original aforementioned agreement.

This agreement is executed as of the date written above.

APPROVED BY:

CITY OF MILPITAS

VENDOR

\_\_\_\_\_  
City Manager

\_\_\_\_\_  
Name (Person, Firm or Corp.)

\_\_\_\_\_  
City Attorney as to Form

\_\_\_\_\_  
Signature of Authorized Representative

\_\_\_\_\_  
Prepared by Purchasing Agent

\_\_\_\_\_  
Name & Title of Authorized Representative

ATTESTED BY:

\_\_\_\_\_  
City Clerk

**MC Proposal - Purchased Option**

Quote # 06232009-A

**Maintenance Connection, Inc.**  
 1477 Drew Ave, Suite 103  
 Davis, CA 95616  
 888-567-3434 fax 775-255-6324



**SOFTWARE/SERVICE QUOTE**

<b>Customer</b> City of Milpitas	<b>Sales Contact</b> Brad Squires 888-567-3434 ext. 89 bsquires@maintenanceconnection.com	<b>Dates</b>	
		Date Issued	23-Jun-09
		Valid Until	15-Aug-09

Software Licensing	Qty	Unit Price	TOTAL
<b>Maintenance Connection Enterprise Edition</b> Includes five (5) concurrent software licenses for all modules within MRO WorkCenter, Technician WorkCenter and access to Reporter application. Modules include asset tracking, PM scheduling, work order tracking, parts inventory management, tool check-in/check-out, configurable access groups, and much more.	1	\$ 13,995.00	\$ 13,995.00
<b>Additional Concurrent Administrative Licenses</b>	1	\$ 2,799.00	\$ 2,799.00
<b>Software Add-Ons / Options</b>			
<b>Service Requester Application (Unlimited Users)</b> Allow end-users to submit maintenance requests electronically to the maintenance department for review. Service requesters can also check the status of these requests with a web browser.	0	\$ 2,999.00	\$ -
<b>Agent / Rules Manager (Windows Service)</b> Automated rules-based email notification and labor assignments. Create rules to automate business processes. Schedule any base report or custom report to be sent automatically on a schedule via email. Develop automatic notifications based upon overall maintenance performance metrics, and receive notifications when metrics are outside of a predefined range.	1		Included
<b>Mobile Application Server [Wireless Edition - Unlimited Users]</b> Application server to communicate with MC Mobile clients. The mobile application server is required to utilize MC Mobile. The Wireless Edition is accessed via mobile web browser and does not store any data on the device, thus requires a live internet or VPN connection to the web server.	0	\$ 4,999.00	\$ -
<b>GIS Connector Toolset</b> Integration tools designed to interface Maintenance Connection's asset and WO data to GIS map data. Integration can occur using either a direct database connection to the a geodatabase, or a file-based approach using shape (.SHP) files. Integration can occur automatically via a scheduled process, or manually. Additional configuration services will apply to set this module up properly.	1	\$ 4,999.00	\$ 4,999.00
<b>Local Government Customer Discount - 5%</b>			\$ (389.90)
<b>Software Licensing - Total</b>			<b>\$ 21,403.10</b>

Professional Services*	Qty (Days)	Daily Rate	TOTAL
<b>Explanation of Implementation Services</b>			
<b>Data Setup / Basic System Configuration</b> If system is to be installed onsite, remote installation will be scheduled. Otherwise database will be created online. Assigned implementation consultant will guide process for importing or entering data such as asset/locations, PMs, inventory. This time will also be used for walking through general business processes and helping customer project team understand best practices with implementing and utilizing Maintenance Connection.			

**Admin / End-User Software Training**

Training can be done online via web conference or onsite with key project staff.  
 Training with basic setup package is best utilized in a "train the trainer" approach.  
 Training will be tailored to walk customer through step-by-step how each primary function is performed within Maintenance Connection.

**Estimate of Services by Department****Utilities / Utility Engineering****Data Setup / Basic System Configuration**

5 \$1,350 / day \$ 6,750.00

**Admin / End-User Software Training**

5 \$1,350 / day \$ 6,750.00

**Facilities****Data Setup / Basic System Configuration**

1.5 \$1,350 / day \$ 2,025.00

**Admin / End-User Software Training**

1.5 \$1,350 / day \$ 2,025.00

**Streets****Data Setup / Basic System Configuration**

3 \$1,350 / day \$ 4,050.00

**Admin / End-User Software Training**

2 \$1,350 / day \$ 2,700.00

\* NOTE: Customer will be responsible for any additional travel expenses (airfare, hotel, car, meals) incurred and are not included in this proposal. Travel can be arranged by either the Customer or Maintenance Connection. If services are performed remotely via web conference, travel days and additional expenses do not apply.

\* NOTE: The way each of these services days are used may change. The items listed above are designed to provide a basic assumption of how this block of days can be used, however these days can be utilized in whatever way the customer would prefer.

<b>Annual Support Contract</b>	<b>Price</b>	<b>TOTAL</b>
<b>MC Technical Support Plan (18% of license fee)</b> Support includes unlimited toll-free technical support, software maintenance and quarterly upgrades. Support is renewable annually, and is an optional service contract provided by Maintenance Connection.	\$ 3,852.56	\$ 3,852.56
<b>Total Annual Support Contract</b>		<b>\$ 3,852.56</b>

**Software Licensing Costs: \$21,403.10****Implementation Costs: Estimate****Annual Support Contract: \$ 3,852.56**

1) Professional services days can be used in way for installation and setup, analysis, design, implementation, training or custom programming (interfaces). Travel not included for on-site services.

2) Source code for Maintenance Connection will be provided upon purchase. Upon each new release, if Customer is under support contract, source code for new releases will be provided as well.

3) Payment terms will be NET 30. Invoice will reflect software licensing + implementation services and first year recurring fees.

I agree to the terms of this proposal, and agree to pay this amount for Maintenance Connection software and services to implement the solution:

Signature \_\_\_\_\_ Date \_\_\_\_\_ PO \_\_\_\_\_