

Blackboard

This Blackboard Order Form ("Order Form") by and between Blackboard Inc. ("Blackboard") and City of Reedley ("Customer") details the terms of Customer's use of the products and services set forth below ("Product and Pricing Summary"). This Order Form shall become effective on the Effective Date. This Order Form, together with the Blackboard Master Agreement located at <http://agreements.blackboard.com/bbinc/blackboard-new-master-agreement-all-products.aspx> and incorporated by this reference, form the entire agreement between the parties in respect of the products and services set forth in the Product and Pricing Summary. Notwithstanding anything to the contrary in any purchase order or other document provided by Customer, any product or service provided by Blackboard to Customer in connection with a purchase order related to this Order Form is conditioned upon Customer's acceptance of this Order Form and the Blackboard Master Agreement. Any additional, conflicting or different terms proffered by Customer in a purchase order or otherwise shall be deemed null and void. Each of the individuals executing this Order Form represent and warrant that he or she is authorized to execute the Agreement on behalf of Customer or Blackboard, as applicable.

In consideration of the promises set forth herein, and other good and valuable consideration, the receipt of which are hereby acknowledged, the parties hereby agree as follows:

A. Product and Pricing Summary

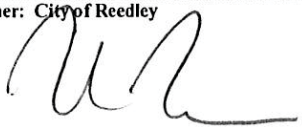
QTY	Product Name	Product or Service Description	2017 Renewal Term Fees (USD) 08/01/2017 to 07/31/2018	2017 Renewal Term Fees (USD) 08/01/2018 to 07/31/2019	2017 Renewal Term Fees (USD) 08/01/2019 to 07/31/2020	2017 Renewal Term Fees (USD) 08/01/2020 to 07/31/2021	2017 Renewal Term Fees (USD) 08/01/2021 to 07/31/2022
1	BC-STND-GOV	Blackboard Connect for Government Unlimited Emergency and Outreach Messaging Service per Recipient License Fee \$,516 recipients at \$1.25 per recipient	\$6,895.00	\$6,895.00	\$6,895.00	\$6,895.00	\$6,895.00
1	BC-CARE-GOV	Blackboard Connect for Government Care Annual Fee	\$957.13	\$957.13	\$957.13	\$957.13	\$957.13
TOTAL:			\$7,852.13	\$7,852.13	\$7,852.13	\$7,852.13	\$7,852.13

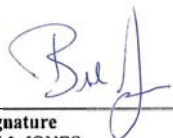
B. Term

- 2017 Renewal Term: Unless otherwise specified in the Product or Service Description above, the 2017 Renewal Term shall be three (3) years following the Effective Date.
- Unless otherwise specified in the Product or Service Description above, this Order Form shall be renewed automatically for successive periods of one (1) year (each a "Renewal Term") after the expiration of the 2017 Renewal Term and any subsequent Renewal Term, unless Customer provides Blackboard, or Blackboard provides Customer, with a written notice to the contrary thirty (30) days prior to the end of the 2017 Renewal Term or Renewal Term, as applicable.
- Effective Date: August 1, 2017.

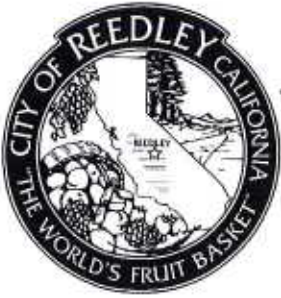
C. Payment Terms

- All initial and subsequent payments shall be due Net 30. Unless otherwise specified, all dollars (\$) are United States currency.
- Sales Tax: If applicable, a copy of your Sales Tax Direct Pay Certificate or your Sales Tax Exemption Certificate must be returned with this Order Form.

Customer: City of Reedley

Signature
Name (printed) Nicole Zieba
Title (printed) City Manager
Date 6/15/17

Blackboard Inc.

Signature
NAME BILL JONES
Name
DEPUTY GENERAL COUNSEL
Title
6-15-17
Date

If Customer previously purchased Products and/or Services with Blackboard, unless expressly stated in the Order Form of this Agreement, Customer's prior agreement(s) governing such products and/or services shall continue in effect with regard to such products and/or services, and this Agreement shall govern the Products and Services reflected in the Order Form above.



REEDLEY CITY COUNCIL

- ☒ Consent
- ☐ Regular Item
- ☐ Workshop
- ☐ Closed Session
- ☐ Public Hearing

ITEM NO: 5

DATE: June 13, 2017

TITLE: APPROVE AND AUTHORIZE THE CITY MANAGER OR DESIGNEE TO EXECUTE A FIVE YEAR SERVICES AGREEMENT WITH BLACKBOARD CONNECT INC. FOR A PUBLIC COMMUNICATIONS AND MESSAGING SYSTEM

SUBMITTED: Paul A. Melikian, Assistant City Manager 

APPROVED: Nicole R. Zieba, City Manager 

RECOMMENDATION

It is recommended that the City Council approve the attached five-year services agreement with Blackboard Connect Inc. for a Public Communications and Messaging System.

EXECUTIVE SUMMARY

Since 2006, the City has used Blackboard Connect Inc. Connect-CTY service that allows City officials to send personalized voice messages to the entire City or targeted constituents in minutes. The system is used by almost all City departments for notifications such as: road work/closures, public hearings/workshops, council district meetings, disposal schedules, and neighborhood meetings. The system can also be used for emergency notifications. The City entered into a three year Services Agreement on July 27, 2009, and a subsequent four year agreement on September 25, 2012, of which this term has now ended as of July 31, 2016. The City paid for services covering this fiscal year (August 1, 2016 through July 31, 2017) based on the pricing from the last year of the previous contract, which was \$11,032.

Department staff were consulted and it was determined that the service still provides a valuable benefit to the community. City staff then contacted the company to attempt to negotiate new terms. The City asked for an adjustment to the annual price, and Blackboard Connect officials responded with a reduction from the current \$11,032 to \$8,274 annually. Based on the actual use of the service and competing services on the market, staff felt the pricing could still be improved, and Blackboard came back with a further reduction to a \$7,852.13 annual fee fixed for five years. At the end of the new five year term, the City may terminate the Agreement for convenience by giving Blackboard Connect at least 30 days notice prior to the end of the term, or annually thereafter.

Mobile 'App'

In addition to the telephone based communications and messaging system, the current software package the City is subscribed to includes a mobile device application that is free for the public to download. Staff

are currently reviewing the application for a possible rollout to the public later this year. Residents, business owners, and other community stakeholders can receive real-time City alerts on their mobile devices even if they do not receive the traditional phone call. The application allows the recipient to read and save the message at their convenience, instead of the possibility of not being available when the telephone call comes through, or if they do not have a traditional landline. The telephone notifications will continue alongside any utilization of the mobile application.

FISCAL IMPACT

The City will benefit from a \$3,179.87 annual cost savings for this service, for a total savings of \$15,899.35 over the next five years what would have been paid if the current pricing had continued on a year to year basis with no negotiation. Savings will be spread over various City departments and operating funds.

PRIOR COUNCIL ACTIONS: N/A

On September 25, 2012, the City Council approved a four year services agreement with Blackboard Connect, Inc.

ATTACHMENTS

Services Agreement with Blackboard Connect Inc.