

**REPORT/RECOMMENDATION TO THE BOARD OF SUPERVISORS
OF THE COUNTY OF SAN BERNARDINO
AND RECORD OF ACTION**

April 6, 2021

FROM

LARRY AINSWORTH, Chief Information Officer, Innovation and Technology Department

SUBJECT

Amendment to Agreement with CA Technologies for Software Maintenance and Support

RECOMMENDATION(S)

Approve **Amendment No. 2** to non-financial Foundation **Agreement No. 17-905**, with CA Technologies, adding an audit report clause, with no change to the agreement period of December 21, 2017 through December 20, 2022.

(Presenter: Jake Cordova, Assistant Chief Information Officer, 388-0503)

COUNTY AND CHIEF EXECUTIVE OFFICER GOALS & OBJECTIVES

Operate in a Fiscally-Responsible and Business-Like Manner.

FINANCIAL IMPACT

Approval of this amendment will not result in the use of Discretionary General Funding (Net County Cost). This agreement is non-financial in nature and does not commit the County to make any purchases. If future purchases are made under this agreement, the Innovation and Technology Department (ITD) will adhere to County purchasing policies and return to the Board for approval, if necessary. The cost for maintenance and support of CA Technologies software is included in the ITD Computer Operations 2020-21 Adopted Budget and will be included in future recommended budgets. Operating costs are recovered via service rates approved annually by the Board of Supervisors (Board).

BACKGROUND INFORMATION

On December 19, 2017 (Item No. 25), the Board approved non-financial Foundation Agreement No. 17-905 with CA Technologies that included terms and conditions to govern the purchase of software licenses, support, and professional services purchased directly from CA Technologies. ITD maintains a variety of different CA Technologies software platforms used to support several critical departmental applications, such as the Jail Information Management System and Property Information Management System, and for the cataloging of storage tapes that are used for data back up and part of the County's disaster recovery plan. On October 22, 2019 (Item No. 19), the Board approved Amendment No. 1 to the Foundation Agreement with CA Technologies (formerly CA Inc.) adding termination provisions and providing for pro rata refund of prepaid license fees for the period December 21, 2017 through December 20, 2022. Approval of this Amendment will add an audit report clause to the Foundation Agreement. This clause allows for CA Technologies to conduct an audit on the County's usage of its software at no additional cost to the County.

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PROCUREMENT

Amendment No. 2 to the Foundation Agreement will be used to accompany future purchase orders to be approved, as necessary, per County Policy 11-04 Procurement of Goods, Supplies, Equipment and Services.

REVIEW BY OTHERS

This item has been reviewed by County Counsel (Bonnie Uphold, Deputy County Counsel, 387-5487) on March 8, 2021; Purchasing (Jessica Barajas, Lead Buyer, 388-5546) on March 8, 2021; Finance (Monique Amis, Administrative Analyst, 387-4883) on March 16, 2021; and County Finance and Administration (Kelly Welty, Deputy Executive Officer, 387-5423) on March 16, 2021.

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Record of Action of the Board of Supervisors
County of San Bernardino

APPROVED (CONSENT CALENDAR)

Moved: Joe Baca, Jr. Seconded: Col. Paul Cook (Ret.)

Ayes: Col. Paul Cook (Ret.), Janice Rutherford, Dawn Rowe, Curt Hagman, Joe Baca, Jr.

Lynna Monell, CLERK OF THE BOARD

BY 
DATED: April 6, 2021



cc: IT- Radimaker w/agree
Contractor- C/O IT w/agree
File- w/agree
LA 04/7/2021