

**CITY OF EVERMAN, TEXAS**

**RESOLUTION NO. 2024-01-01**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EVERMAN, TEXAS, AUTHORIZING EXECUTION BY THE CITY MANAGER OF A PROPOSAL AND COST SCHEDULE AS AN ADDENDUM TO THE CITY'S EXISTING MANAGED SERVICES AGREEMENT WITH NET GENIUS, INC. IN AN AMOUNT NOT TO EXCEED \$65,447.99 FOR THE EMERGENCY REPLACEMENT OF A DISPATCH SERVER AND RELATED AND NECESSARY SOFTWARE; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the City's Police Department has experienced a failure of a dispatch server necessary for proper functioning of the City's emergency response services; and

**WHEREAS**, the immediate procurement of goods and services related to replacement of the failed dispatch server is necessary for (i) the preservation of the public health and safety of the City's residents and (ii) the repair of unforeseen damage to public machinery, equipment, or other property, and, pursuant to Texas Local Government Code §§252.022(a)(2) and (3), such procurement shall be exempt from the bidding requirements set forth in Chapter 252 of the Texas Local Government Code; and

**WHEREAS**, the City Manager has negotiated an agreement on behalf of the City with Net Genius, Inc. in the amount of \$65,447.99 for the needed server replacement and related and necessary software; and

**WHEREAS** the City Council of the City of Everman, Texas, finds it to be in the public interest to approve said agreement with Net Genius, Inc. and to authorize the City Manager to execute said agreement and any necessary additional agreements and change orders relating to the repair.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EVERMAN, TEXAS, THAT:**

**SECTION 1.** An emergency exists under Texas Local Government Code §§ 252.022(a)(2) and (3) with regard to the urgent need for immediate replacement of the City's dispatch server;

**SECTION 2.** The Proposal and Cost Schedule with Net Genius, Inc. in the amount of \$65,447.99, attached hereto and incorporated herein by this reference as Exhibit "A", is hereby approved and execution by the City Manager of the Proposal and Cost Schedule which shall become part of the City's existing Managed Services Agreement with Net Genius, Inc., is hereby approved and ratified along with his execution of any other necessary and related documents. Payment for the goods and services in an amount not to exceed \$65,447.99 by the City Manager on behalf of the City is further authorized and ratified, such to be paid from current funds available for such purposes

**SECTION 3.** This Resolution shall be effective immediately upon passage.

**PASSED AND APPROVED THIS THE \_\_\_\_ DAY OF JANUARY 2024.**

**APPROVED:**

\_\_\_\_\_  
**Ray Richardson, Mayor**

**ATTEST:**

\_\_\_\_\_  
**Mindi Parks, City Secretary**

**APPROVED:**

\_\_\_\_\_  
**Victoria W. Thomas, City Attorney**  
4866-8869-2124, v. 1

## **Exhibit A**

4866-8869-2124, v. 1