

**RESOLUTION BY THE CITY OF HENDERSONVILLE CITY COUNCIL TO
AUTHORIZE THE SOLE-SOURCE PURCHASE OF GIS SOFTWARE AND RENEWAL
OF A LICENSING AGREEMENT**

WHEREAS, the City uses mapping software for many daily functions including asset management, public information, project management, and others. The City has had licensing agreements with Environmental Systems Research Institute, Inc. (ESRI) for its ArcGIS software for many years; and

WHEREAS, the City maintains considerable data in a proprietary format only usable by ArcGIS software and has integrated ArcGIS into many of its necessary functions; and

WHEREAS, NCGS 143-129(e) lists the authorized exceptions to the formal bid procedures. NCGS 143-129(e)(6) allows for purchases of apparatus, supplies, materials, or equipment to be purchasing using sole-source exception 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 is the overriding consideration. The governing board of a political subdivision of the State shall approve the purchases listed in the preceding sentence prior to the award of the contract; and

WHEREAS, ESRI is the sole vendor of ArcGIS software; and

WHEREAS, Staff are requesting to continue standardization on GIS Software by asking that Council approve the sole source purchase of ArcGIS Software by ESRI.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Hendersonville, North Carolina that:

1. The proposed licensing agreement with ESRI for the ArcGIS Software is hereby approved. To the extent that this transaction might be considered a purchase, City Council declares that standardization and compatibility is the overriding consideration in the approval of this agreement, making it exempt under the provisions of NCGS § 143-129(e)(6).
2. The Director of Public Services is authorized to execute the licensing agreement with ESRI in an amount not to exceed \$93,833.25.

Adopted by the City Council of the City of Hendersonville, North Carolina on this 1st day of August, 2024.

Attest:

Barbara G. Volk, Mayor, City of Hendersonville

Jill Murray, City Clerk

Approved as to form: _____ Angela S. Beeker, City Attorney