



RESOLUTION No. 19-546

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEVADA

RESOLUTION APPROVING AMENDMENT NO. 1 TO THE AGREEMENT WITH MEGABYTE SYSTEMS, INC. FOR MPTS PROPERTY TAX SYSTEM MAINTENANCE RELATED TO ADDING A TEST SERVER, INCREASING THE SUPPORT AND MAINTENANCE BY \$750 PER MONTH, AUTHORIZING THE CHAIR OF THE BOARD TO EXECUTE THE AMENDMENT, AND RESCINDING RESOLUTION 19-420

WHEREAS, on June 27, 2017, through Resolution 17-366, the County entered into a contract with Megabyte Systems, Inc. for implementation and maintenance of a Megabyte property tax system (MPTS); and

WHEREAS, on July 23, 2019, per Resolution 19-420, the Nevada County Board of Supervisors approved Amendment No. 1 to the contract with Megabyte Systems, Inc. to add a test server, and increasing the support and maintenance services by \$750 per month; and

WHEREAS, following the adoption of Resolution 19-420, but prior to ratification of the Amendment No. 1 to the contract with Megabyte Systems, Inc., the County and Megabyte Systems, Inc. determined that modifications to the Amendment No. 1 were necessary pertaining to requirements of the test server and weekly install process to keep MPTS software up to date; and

WHEREAS, the modifications to the Amendment No. 1 to the contract with Megabyte Systems, Inc., necessitate the rescission of Resolution 19-420; and

WHEREAS, the current term of the Agreement MPTS Property Tax System Maintenance began on July 1, 2018, the go live date, and will continue for an initial term of 36 months with an option to renew the agreement for three consecutive three-year terms; and

WHEREAS, the Assessor, Auditor Controller, and Treasurer Tax Collector Office desire to amend the Agreement MPTS Property Tax System Maintenance to add a Test Server that will function as the Test Application and SQL server; and

WHEREAS, the Fiscal Year 2019/20 annual software support and maintenance is in the amount of \$272,157.65 starting in July 2019, which increases by CPI each year; and

WHEREAS, the addition of the Test Server requires an amendment to Exhibit 1 *Scope of Work* and Exhibit 2 *Payment for Maintenance Services* in the amount of \$750 per month for Fiscal Year 2019/20, subject to annual CPI, of the Agreement MPTS Property Tax System Maintenance; and

WHEREAS, Amendment 1 to the Agreement MPTS Property Tax System Maintenance will bring the Fiscal Year 2019/20 support and maintenance to a total of \$281,157.65.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Board of Supervisors, of the County of Nevada, State of California, that:

- 1) Resolution 19-420, dated July 23, 2019, approving Amendment No. 1 to the Agreement between the County of Nevada and Megabyte Systems, Inc., is hereby rescinded.
- 2) The Amendment No. 1 to the Agreement between the County of Nevada and Megabyte Systems, Inc., for the MPTS Property Tax System Maintenance, amending the Scope of Services to add a Test Server and increasing the Support and Maintenance fee by \$750.00 per month, with the Agreement effective period beginning July 1, 2019, and continuing for an indefinite period subject to the County's continued appropriation and payment of annual support costs as provided for in the Agreement, be and is hereby approved and that the Chair of the Board of Supervisors be and is hereby authorized to execute, on behalf of the County of Nevada, the Agreement.

PASSED AND ADOPTED by the Board of Supervisors of the County of Nevada at a regular meeting of said Board, held on the 8th day of October, 2019, by the following vote of said Board:

Ayes: Supervisors Heidi Hall, Edward Scofield, Dan Miller, Susan K. Hoek and Richard Anderson.

Noes: None.

Absent: None.

Abstain: None.

ATTEST:

JULIE PATTERSON HUNTER
Clerk of the Board of Supervisors

By: _____



Richard Anderson, Chair

10/8/2019 cc: IGS*
AC* (Hold)

10/16/2019 cc: IGS*
AC* (Release)
MS, Inc.

AMENDMENT NO. 1 TO CONTRACT WITH MEGABYTE SYSTEMS INC.

THIS AMENDMENT is executed this 8th day of October, 2019 by and between Megabyte Systems Inc and the COUNTY OF NEVADA. Said Amendment will amend the prior agreement between the parties entitled Agreement MPTS Property Tax System Maintenance executed on June 27, 2017 by Resolution No. 17-366.

WHEREAS, the parties desire to amend their agreement to allow or provide for access and maintenance to a Test server for the term of the contract; and

NOW, THEREFORE, the parties hereto agree as follows:

1. This amendment shall be effective as of July 1, 2019.
2. That the Scope of Service, Exhibit 1 shall be amended by adding the following:
Test Server:
County will provision a Test Server that will function as the Test Application and SQL server which shall be comparable to the production server. County will provide remote access to Contractor.

Contractor shall perform the following tasks for the Test Server:

- Initial MPTS installation and related setup once server is online and remotely accessible.
 - Test server will be added to the weekly install process to keep MPTS software up to date.
 - Up to 4 manual data refreshes per month as requested or replication can be setup if desired.
 - Calamity related data refreshes are free of charge and do not count toward the monthly refreshes.
3. That the Payment for Maintenance Services, Exhibit 2 shall be amended by adding the following:

Term	Description	Amount
Year One: 7/1/2019-6/30/2020	Test Server	\$750 per month

Annual Adjustment of Fees: Fees shall be adjusted annually each Fiscal year beginning on July 1, 2020 to reflect the percentage increase in the Consumer Price Index for the Pacific Cities and U.S. Cities Average.

4. That in all other respects the prior agreement of the parties shall remain in full force and effect except as amended herein.

APPROVED AS TO FORM:
COUNTY COUNSEL

By: 

COUNTY OF NEVADA

By: 
Honorable Richard Anderson
Chair of the Board of Supervisors

ATTEST:

By: 
Julie Patterson Hunter
Clerk of the Board of Supervisors

CONTRACTOR:

By: 
Sharon A. Zachte
President