

REQUEST FOR LEGISLATIVE ACTION

AUG 13 2018

Completed by County Counselor's Office:

Res/~~Ord~~ No.: 19958

Sponsor(s): Dennis Waits

Date: August 20, 2018

<p>SUBJECT</p>	<p>Action Requested  <input checked="" type="checkbox"/> Resolution  <input type="checkbox"/> Ordinance</p> <p>Project/Title: <u>Awarding a Twelve Month Term and Supply Contract, with Two Twelve Month Options to Extend for the furnishing of Online Payment Processing Services for the Collections Department to UMB Bank of Kansas City, Missouri as a Sole Source.</u></p>										
<p>BUDGET INFORMATION  <i>To be completed By Requesting Department and Finance</i></p>	<table border="1"> <tr> <td>Amount authorized by this legislation this fiscal year:</td> <td></td> </tr> <tr> <td>Amount previously authorized this fiscal year:</td> <td></td> </tr> <tr> <td>Total amount authorized after this legislative action:</td> <td></td> </tr> <tr> <td>Amount budgeted for this item * (including transfers):</td> <td></td> </tr> <tr> <td>Source of funding (name of fund) and account code number:</td> <td></td> </tr> </table> <p>* If account includes additional funds for other expenses, total budgeted in the account is: \$</p> <p>OTHER FINANCIAL INFORMATION:</p> <p><input type="checkbox"/> No budget impact (no fiscal note required)  <input checked="" type="checkbox"/> Term and Supply Contract (funds approved in the annual budget); estimated value and use of contract:                  Department: Collection Department Estimated Use: \$1,900.00</p> <p>Prior Year Budget (if applicable):                  Prior Year Actual Amount Spent (if applicable):</p>	Amount authorized by this legislation this fiscal year:		Amount previously authorized this fiscal year:		Total amount authorized after this legislative action:		Amount budgeted for this item * (including transfers):		Source of funding (name of fund) and account code number:	
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Amount budgeted for this item * (including transfers):											
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<p>PRIOR LEGISLATION</p>	<p>Prior ordinances and (date):                  Prior resolutions and (date):</p>										
<p>CONTACT INFORMATION</p>	<p>RLA drafted by (name, title, &amp; phone): Barbara Casamento, Purchasing Administrator, 881-3253</p>										
<p>REQUEST SUMMARY</p>	<p>The Collections Department requires a Term and Supply Contract for Online Payment Processing for tax payments. Jackson County's current tax software program is antiquated and it is estimated that it will be replaced with the updated software from the current vendor, Thomson Reuters within the next two to three years (Ordinance 5090 dated 4/16/18).</p> <p>Until this upgrade is complete, the current software's online payment processing is limited by its compatibility with a single electronic payment software program, EPS5 from Sonant Corporation. Sonant Corporation has determined that EPS5 is basically at the end of life and Sonant will not support any new processors but will continue to support processors that were already functional. Since Sonant will no longer add any new processors to this EPS5 software, we would not be able to award the ACH (electronic check), credit/debit processing contract to any vendor besides the current award of RFP No. 60-12 to UMB Bank of Kansas City, MO as a currently functional interfaced processor until the software upgrade is complete.</p> <p>Pursuant to Section 1030.1 of the Jackson County Code, the Director of Collections and the Purchasing Department recommend the award of a Twelve Month Term and Supply Contract, with Two Twelve Month Options to Extend, for the furnishing of Online Payment Processing Services for the Collections Department as a Sole Source.</p>										
<p>CLEARANCE</p>	<p><input checked="" type="checkbox"/> Tax Clearance Completed (Purchasing &amp; Department)  <input checked="" type="checkbox"/> Business License Verified (Purchasing &amp; Department)  <input checked="" type="checkbox"/> Chapter 6 Compliance - Affirmative Action/Prevailing Wage (County Auditor's Office)</p>										
<p>COMPLIANCE</p>	<p><input type="checkbox"/> MBE Goals  <input type="checkbox"/> WBE Goals No Goals Assigned  <input type="checkbox"/> VBE Goals</p>										

ATTACHMENTS	Memorandum from Whitney Miller, Director of Collections and a copy of Ordinance No. 5090	
REVIEW	Department Director: <i>Whitney Miller</i>	Date: <i>8/9/18</i>
	Finance (Budget Approval): <i>If applicable</i>	Date: <i>8/1/18</i>
	Division Manager: <i>A. Lynn Smith</i>	Date: <i>8/14/18</i>
	County Counselor's Office:	Date:

Fiscal Information (to be verified by Budget Office in Finance Department)

- This expenditure was included in the annual budget.
- Funds for this were encumbered from the \_\_\_\_\_ Fund in \_\_\_\_\_.
- There is a balance otherwise unencumbered to the credit of the appropriation to which the expenditure is chargeable and there is a cash balance otherwise unencumbered in the treasury to the credit of the fund from which payment is to be made each sufficient to provide for the obligation herein authorized.
- Funds sufficient for this expenditure will be/were appropriated by Ordinance # \_\_\_\_\_
- Funds sufficient for this appropriation are available from the source indicated below.

Account Number:	Account Title:	Amount Not to Exceed:

- This award is made on a need basis and does not obligate Jackson County to pay any specific amount. The availability of funds for specific purchases will, of necessity, be determined as each using agency places its order.
- This legislative action does not impact the County financially and does not require Finance/Budget approval.



**JACKSON COUNTY**  
**Collection Department – Kansas City**

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# Memo

**Date:** 5/15/2018

**To:** Barbara Casamento, Purchasing Administrator

**From:** Whitney S Miller, Director of Collection *WSM 5/15/2018*

**RE:** Sole source vendor for online payment processing service

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Jackson County's current tax software program, Ascend, is antiquated and will no longer be supported by its vendor Thomson Reuters in the not-too-distant future. Per Ordinance 5090 dated 4/16/18, the Legislature approved an award of an intent to proceed contract with Thomson Reuters to upgrade Ascend to Aumentum.

Until such upgrade is complete, Ascend's online payment processing is limited by its compatibility with a single electronic payment software program, EPS5. Sonant Corporation is the only company that provides the proprietary EPS software.

Per an email from Sonant on 4/24/18 the vendor stated that: "EPS5 is basically reached end of life. We are still supporting processors that were already functional, but will not be adding any new processors to EPS5."

Since Sonant will no longer add any new processors to this EPS5 software, we would not be able to award the ACH (electronic check), credit/debit processing contract to any vendor besides the current award of RFP #60-12 to UMB Bank of Kansas City, MO as a currently functional interfaced processor.

This sole source status would remain until we have fully upgraded to the new Aumentum software which would have better compatibility for electronic payment solutions.

**IN THE COUNTY LEGISLATURE OF JACKSON COUNTY, MISSOURI**

**AN ORDINANCE** transferring \$4,125.00 within and appropriating \$115,000.00 from the undesignated fund balance of the 2018 Recorder's Technology Fund and awarding a contract for the furnishing of software updates for use by the Recorder of Deeds, Collection, and Assessment Departments to Thomson Reuters of Portage, MI, as a sole source purchase.

**ORDINANCE NO. 5090**, April 16, 2018

**INTRODUCED BY** Tony Miller, County Legislator

WHEREAS, the Recorder of Deeds, Collection, and Assessment Departments are all operating on antiquated software systems; and,

WHEREAS, the Assessment Department purchased the CAMA system in 1997 from Sigma Systems, the Collection Department purchased the Ascend system in 1998 from ASIX Corporation, and the Recorder of Deeds Department purchased the Anthem system in 2001 from Hart Intercivic; and,

WHEREAS, all of these software packages were acquired by Manatron in 2007 and Manatron was then acquired by Thomson Reuters in 2011; and,

WHEREAS, in the not-too-distant future Thomson Reuters will cease its support to these legacy CAMA, Ascend, and Anthem software packages for these departments; and,

WHEREAS, Thomson Reuters has developed an updated proprietary software package for the recorder of deeds, collection, and assessment functions called "Aumentum"; and,

WHEREAS, the acquisition of the Aumentum package from the County's current software provider will greatly simplify data conversion issues inherent in the fielding of a new system; and,

WHEREAS, the Recorder of Deeds Department is requesting the immediate acquisition of the Aumentum software package from Thomson Reuters to replace the outdated Anthem software; and,

WHEREAS, the Assessment and Collection Departments are requesting the award of a intent to proceed contract with Thomson Reuters to update the CAMA and Ascend software programs; and,

WHEREAS, the anticipated implementation of the software packages for the Assessment and Collections Departments would begin over the next two to three years, at a total estimated cost of \$3,992,000.00; and,

WHEREAS, pursuant section 1030.1 of the Jackson County Code, the Department of Finance and Purchasing recommends the award of a contract for a software package for the Recorder of Deeds and of a intent to proceed contract for the purchase of software updates for the Assessment and Collection Departments to Thomson Reuters

of Portage, MI, as a sole source purchase; and,

WHEREAS, a transfer and appropriation are necessary in order to place the cost of the Recorder's software package in the proper spending accounts; and,

WHEREAS, by Ordinance 5062, dated December 6, 2017, the Legislature did establish certain Reserve Accounts for certain budget lines within the 2018 County budget; and,

WHEREAS, certain funds appropriated in such a Reserve Account within the 2018 Recorder's Technology Fund are needed to cover the cost of software updates within the Recorder of Deeds Department; and,

WHEREAS, there are numerous disputes between the County Executive and the Legislature regarding the validity of Ordinance 5062, relating to its construction and interpretation, and multiple related issues; and,

WHEREAS, the Chief Administrative Officer has recommended the adoption of this Ordinance, without waiving any previous position taken in reliance upon the memorandum of the County Counselor dated December 22, 2017, regarding Ordinance 5062, and without waiving any position taken in reliance upon other legal memorandums provided by the Office of the County Counselor; and,

WHEREAS, the Legislature recognizes that funds identified as Reserve Funds in the adopted 2018 budget within the Recorder's Technology Fund are required to be designated for use by the Recorder of Deeds Department for software updates within the Recorder of Deeds Department; and,

WHEREAS, the Chief Administrative Officer has requested that the funds identified in this Ordinance be made available for such use by the Recorder of Deeds Department within the 2018 budget; and,

WHEREAS the Legislature agrees that funds described in this Ordinance should be made available for such use by posting to certain budget line item in the Recorder of Deeds Department budget or otherwise for calendar year 2018 by the County's Finance and Purchasing Department; now therefore,

BE IT ORDAINED by the County Legislature of Jackson County, Missouri, that the following transfer and appropriation be and hereby are made:

<u>DEPARTMENT/DIVISION</u>	<u>CHARACTER/DESCRIPTION</u>	<u>FROM</u>	<u>TO</u>
Recorder's Technology Fund			
042-2810	Undesignated Fund Balance	\$115,000	
042-8006 Reserve	56835- Reserve-Operating	\$ 4,125	
042-1801 Records	56661- Software Purchases		\$119,125

and,

BE IT FURTHER ORDAINED that award be made as recommended by the Department of Finance and Purchasing and that the Department be and hereby is authorized to execute any and all documents necessary to accomplish the award; and,

BE IT FURTHER ORDAINED that the Department of Finance and Purchasing be and hereby is authorized to make all payments, including final payment on the contract, to the extent that sufficient appropriations to the using spending agency are contained in the then current Jackson County budget.



Effective Date: This ordinance shall be effective immediately upon its signature by the County Executive.

APPROVED AS TO FORM:

  
Chief Deputy County Counselor


  
County Counselor

I hereby certify that the attached Ordinance, Ordinance No. 5090 introduced on April 16, 2018, was duly passed on April 30, 2018 by the Jackson County Legislature. The votes thereon were as follows:

Yeas 8                      Nays 0  
Abstaining 0                      Absents 1

This Ordinance is hereby transmitted to the County Executive for his signature.

4.30.18  
Date

  
Mary Jo Spino, Clerk of Legislature

I hereby approve the attached Ordinance No.5090.

4.30.18  
Date

  
Frank White, Jr., County Executive

Funds sufficient for this appropriation are available from the sources indicated below.

ACCOUNT NUMBER:      042 2810  
ACCOUNT TITLE:        Recorder's Technology Fund  
                                  Undesignated Fund Balance  
NOT TO EXCEED:        \$115,000.00

Funds sufficient for the above-described transfer or equivalent documentation and/or identification to accomplish posting of the funds in the County's budget management system so that the funds are available for immediate use and expenditure are available in the sources indicated below.

ACCOUNT NUMBER: 042 8006 56835  
ACCOUNT TITLE: Recorder's Technology Fund  
Reserve  
Reserve Operating  
NOT TO EXCEED: \$4,125.00

There is a balance otherwise unencumbered to the credit of the appropriation to which the expenditure is chargeable and there is a cash balance otherwise unencumbered in the treasury to the credit of the fund from which payment is to be made each sufficient to provide for the obligation herein authorized.

ACCOUNT NUMBER: 042 1801 56661  
ACCOUNT TITLE: Recorder's Technology Fund  
Records  
Software Purchases  
NOT TO EXCEED: \$119,462.00

4/14/13

Date



Chief Administrative Officer