SUBJECT: PIGGYBACK WSCA-NASPO STATE OF WASHINGTON CONTRACT #00212 ELECTRONIC MONITORING OF OFFENDERS

BID #: PSC-0368-15 **OPEN DATE:**

GENERAL GOVERNMENT AWARDS COMMITTEE

KIND AND BASIS OF CONTRACT: Service Contract – From date of executed contract through December 31, 2016 with multiple renewals not to exceed ten (10) years

AGENCY: Jacksonville Sheriff's Office

BASIS OF AWARD: Piggyback

NUMBER OF BIDS INVITED: **NUMBER RECEIVED:** **OTHER:**

SUMMARY OF BIDS AND RECOMMENDED ACTIONS:

Recommend approval to exercise a renewal option on NASPO ValuePoint State of Washington Contract #00212 with Attenti US, Inc. for electronic monitoring of offenders for the period from January 1, 2021 to December 31, 2021. The total estimated expenditure for the renewal period is $188,559.00 for a new not-to-exceed expenditure in the amount of $855,414.00.

Funding to be encumbered by account 00111.562101.544020.000000.00000000, to be executed by contract amendment through the Office of General Counsel.

Attachments: Recommendation Memo, Amendment, Previous Awards

Analyst: OLIVE WALLACE-COHEN **RESPECTFULLY SUBMITTED:** GREGORY PEASE, CHIEF PROCUREMENT DIVISION

CONCURRENCE BY: TAMMY MORRIS, DIRECTOR OF CORRECTIONS

(ALL AWARD ACTIONS SUBJECT TO LAWFULLY APPROPRIATED FUNDS)
ACTION OF GGAC COMMITTEE ON RECOMMENDATIONS ABOVE

MEMBERS APPROVING _____ MEMBERS DISAPPROVING _____ DATE: _____

_____ _____ OTHER: _____

_____ _____

_____ _____

ACTION OF AWARDING AUTHORITY DATE _____

APPROVED _____ DISAPPROVED _____

OTHER _____

SIGNATURE OF AUTHENTICATION _____

Jacksonville Sheriff's Office

MIKE WILLIAMS, SHERIFF

Serve • Protect • Community

To: Gregory Pease
Chief of Procurement

Thru: Bill Clement, CPA
Chief of Budget

From: Tammy Morris
Director of Corrections

Subject: Renewal Recommendation - PSC-0368-15 Electronic Monitoring of Offenders

Date: October 30, 2020

We are recommending approval to exercise a renewal option on bid PSC-0368-15 with Attenti US, Inc., for Electronic Monitoring of Offenders for the period from January 1, 2021, through December 31, 2021. The estimated not to exceed expenditure amount for the renewal period is $188,559.00. The revised estimated total not to exceed expenditure amount is $855,414.00. Attached is the Eighth Amendment with Attenti US, Inc., on Contract number 00212. The funding source for this purchase is 00111.562101.544020.000000.00000000. We are requesting authorization for the addendum to be executed by the Office of General Counsel.

Please let me know if you require any additional information. Thank you for your assistance.

SUBJECT: PIGGYBACK WSCA-NASPO STATE OF WASHINGTON CONTRACT #00212 ELECTRONIC MONITORING OF OFFENDERS

BID #: PSC-0368-15 **OPEN DATE:**

GENERAL GOVERNMENT AWARDS COMMITTEE

KIND AND BASIS OF CONTRACT: Service Contract – From date of executed contract through December 31, 2016 with multiple renewals not to exceed ten (10) years

AGENCY: Jacksonville Sheriff's Office

BASIS OF AWARD: Piggyback

NUMBER OF BIDS INVITED: **NUMBER RECEIVED:** **OTHER:**

SUMMARY OF BIDS AND RECOMMENDED ACTIONS:

Recommend approval to exercise a renewal option on NASPO ValuePoint State of Washington Contract #00212 with Attenti US, Inc. for electronic monitoring of offenders for the period from January 1, 2020 to December 31, 2020. The total estimated expenditure for the renewal period is $200,000.00 for a new not-to-exceed expenditure in the amount of $666,855.00.

Funding to be encumbered by account SHCO011PRCC-04402, to be executed by contract amendment through the Office of General Counsel.

Attachments: Recommendation Memo, Amendment, Previous Awards

Analyst: _____ TARYN MANSER

RESPECTFULLY SUBMITTED: _____ GREGORY PEASE, CHIEF PROCUREMENT DIVISION

CONCURRENCE BY: TAMMY MORRIS, DIRECTOR OF CORRECTIONS

(ALL AWARD ACTIONS SUBJECT TO LAWFULLY APPROPRIATED FUNDS)
ACTION OF GGAC COMMITTEE ON RECOMMENDATIONS ABOVE

MEMBERS APPROVING 3 MEMBERS DISAPPROVING Ø DATE: 10/17/19

OTHER:

ACTION OF AWARDING AUTHORITY DATE 10/17/19

APPROVED ✓ BH DISAPPROVED _____

OTHER _____

SIGNATURE OF AUTHENTICATION _____

Brian Hughes
Chief Administrative Officer
For: Mayor Lenny Curry
Under Authority of:
Executive Order No: 2019-02

State of Washington Contracts & Procurement Division Department of Enterprise Services P.O. Box 41411 Olympia, WA 98504-1411	CONTRACT AMENDMENT	
	Contract No.:	00212
Attenti US, Inc. 1838 Gunn Hwy Odessa, FL 33556	Amendment No.:	8
	Effective Date:	January 1, 2021

EIGHTH AMENDMENT
TO
NASPO VALUEPOINT MASTER AGREEMENT NO. 00212
ELECTRONIC MONITORING OF OFFENDERS

This Eighth Amendment ("Amendment") to Contract No. 00212 is made and entered into by and between the State of Washington acting by and through the Department of Enterprise Services, a Washington State governmental agency ("State") and Attenti US, Inc., a Delaware ("Contractor") and is dated as of January 1, 2021.

RECITALS

A. State and Contractor (collectively the "Parties") entered into that certain Contract No. 00212 for Electronic Monitoring of Offenders dated effective as of July 1, 2013 "Contract").

B. The Parties previously amended the Contract 00212.
   a. First amendment, dated January 7, 2015 replaced Category 2 product, Soberlink with SCRAM mobile remote alcohol monitoring unit.
   b. Second amendment, dated January 15, 2016 extended the contract term through December 31, 2019.
   c. Third amendment, dated August 08, 2016 product addition to Category 3 to include a One-Piece GPS Tracking Device 4.
   d. Fourth amendment amended in Category 2 to add the Lost/Stolen/Damage cost of $1350.00 for the SCRAM Remote Breath as described in revised ***Exhibit C*** (dated December 1, 2016).
   e. The fifth amendment is counterparty name change from 3M Electronic Monitoring, Inc. to Attenti Electronic Monitoring, Inc. effective October 27, 2017.
   f. The sixth amendment, dated January 17, 2019, added products in Category 2 to include a Smart Start S.M.A.R.T. Mobile and Cam TRAC as described in the attached revised ***Exhibit C*** (dated November 15, 2018) which is titled 'Appendix E Price Sheets.' The reduced price of the AMS SCRAM Remote Breath is included in Exhibit C.
   g. The seventh amendment, dated January 1, 2020 extended the contract through December 31, 2020 or until a new contract is in place.

C. The amendment set forth herein is within the scope of the Contract.

D. The Parties now desire to amend the Contract as set forth herein.

AGREEMENT

NOW THEREFORE, in consideration of the mutual covenants and agreements set forth herein, the Parties hereby agree to amend the Contract, as previously amended, as follows:

1. CONTRACT EXTENSION. Enterprise Services offers to extend the contract with Attenti US, Inc. through December 31, 2021.

2. NO CHANGE OTHER THAN AMENDMENT. Except as amended herein, the Contract is unaffected and remains in full force and effect.

3. INTEGRATED AGREEMENT; MODIFICATION. This Amendment constitutes the entire agreement and understanding of the Parties with respect to the subject matter and supersedes all prior negotiations and representations. In the event of any conflict between this Amendment and the Contract or any earlier amendment, this Amendment shall control and govern. This Amendment may not be modified except in writing signed by the Parties.

4. AUTHORITY. Each party to this Amendment, and each individual signing on behalf of each party, hereby represents and warrants to the other that it has full power and authority to enter into this Amendment and that its execution, delivery, and performance of this Amendment has been fully authorized and approved, and that no further approvals or consents are required to bind such party.

5. ELECTRONIC SIGNATURES. A signed copy of this Amendment or any other ancillary agreement transmitted by facsimile, email, or other means of electronic transmission shall be deemed to have the same legal effect as delivery of an original executed copy of this Amendment or such other ancillary agreement for all purposes.

6. COUNTERPARTS. This Amendment may be executed in one or more counterparts, each of which shall be deemed an original, and all of which counterparts together shall constitute the same instrument which may be sufficiently evidenced by one counterpart. Execution of this Amendment at different times and places by the parties shall not affect the validity thereof so long as all the parties hereto execute a counterpart of this Amendment.

EXECUTED AND EFFECTIVE as of the day and date first above written.

ATTENTI US, INC. A DELAWARE CORPORATION	STATE OF WASHINGTON DEPARTMENT OF ENTERPRISE SERVICES
By: Arnold Roese	By: Kimberly Kirkland
Name: Arnold Roese	Name: Kim Kirkland
Title: Vice President & General Manager	Title: IT Contracts Supervisor
Date: March 27, 2020	Date: 03/30/2020

10096
Amd 3

THIRD AMENDMENT TO AGREEMENT
(UTILIZING WSCA-NASPO STATE OF WASHINGTON CONTRACT # 00212)
BETWEEN
THE CITY OF JACKSONVILLE
AND
ATTENTI US, INC.
FOR
ELECTRONIC MONITORING OF OFFENDERS

THIS THIRD AMENDMENT to Agreement for electronic monitoring of offenders (the "Project") is made and entered into in duplicate this 18 day of Dec., 2019, by and between the CITY OF JACKSONVILLE, a municipal corporation existing under the Constitution and the laws of the State of Florida (hereinafter the CITY), and ATTENTI US, INC., a foreign profit corporation authorized to do business in Florida with principal office at 1838 Gunn Highway, Odessa, Florida 33556 (hereinafter the Contractor).

RECITALS:

WHEREAS, on March 30, 2015, the parties made and entered into City of Jacksonville Contract No. 10096 (hereinafter the "Agreement"); and

WHEREAS, said Agreement has been amended twice previously; and

WHEREAS, said Agreement should be amended further by exercising a renewal option on NASPO ValuePoint State of Washington Contract #00212 for the period January 1, 2020, to December 31, 2020, and by providing additional funding in the amount of $200,000.00 for the renewal period so as to increase the maximum indebtedness by $200,000.00 to a new not-to-exceed maximum indebtedness of $666,855.00, with all other provisions, terms, and conditions of said Agreement remaining unchanged; now therefore

IN CONSIDERATION of the premises and of the mutual covenants and agreements hereinafter contained and for other good and valuable consideration, the parties agree as follows:

1. The above-stated recitals are accurate, true, and correct and are made a part hereof and are incorporated herein by this reference.

2. Article 4 of said Agreement is amended by exercising a renewal option on NASPO ValuePoint State of Washington Contract #00212 for the period January 1, 2020, to December 31, 2020, and as amended shall read as follows:

"ARTICLE 4: Duration of Agreement/Pricing Available to Other Entities

The term of this Agreement shall commence on the Effective Date and shall continue and remain in full force and effect as to all its terms, conditions, and provisions as set forth herein through December 31, 2020, with multiple renewal options not to exceed ten (10) years based on authorized State of Washington renewals unless sooner terminated as provided

IN WITNESS WHEREOF, the parties hereto have executed this Third Amendment the day and year first above written.

ATTEST:

By _____
James R. McCain, Jr.
Corporation Secretary

CITY OF JACKSONVILLE:

By _____
Lenny Curry, Mayor

Brian Hughes
Chief Administrative Officer
For: Mayor Lenny Curry
Under Authority of:
Executive Order No: 2019-02

WITNESS:

By _____
Signature

Edielsy Vega
Type/Print Name

Marketing Specialist
Title

ATTENTI US, INC.

By _____
Signature

Arnold Roese
Type/Print Name

Vice President and General Manager
Title

GC-#1315184-v1-ATTENTI_US_FKA_3M_10096_AMD_3_ELEC_MONITORING_OFFENDERS_102819.doc

SUBJECT: PIGGYBACK WSCA-NASPO STATE OF WASHINGTON CONTRACT #00212 ELECTRONIC MONITORING OF OFFENDERS

BID #: PSC-0388-15 **OPEN DATE:**

GENERAL GOVERNMENT AWARDS COMMITTEE

KIND AND BASIS OF CONTRACT: Service Contract – From date of executed contract through December 31, 2016 with multiple renewals not to exceed ten (10) years

AGENCY: Jacksonville Sheriff's Office

BASIS OF AWARD: Piggyback

NUMBER OF BIDS INVITED: **NUMBER RECEIVED:** **OTHER:** 150209

SUMMARY OF BIDS AND RECOMMENDED ACTIONS:

Recommend approval to exercise a renewal option on NASPO ValuePoint State of Washington Contract #00212 with Attenti US, Inc. for electronic monitoring of offenders for the period from January 1, 2020 to December 31, 2020. The total estimated expenditure for the renewal period is $200,000.00 for a new not-to-exceed expenditure in the amount of $866,855.00.

Funding to be encumbered by account SHCO011PRCC-04402, to be executed by contract amendment through the Office of General Counsel.

Attachments: Recommendation Memo, Amendment, Previous Awards

Analyst: TARYN MANSER

RESPECTFULLY SUBMITTED: GREGORY PEASE, CHIEF PROCUREMENT DIVISION

CONCURRENCE BY: TAMMY MORRIS, DIRECTOR OF CORRECTIONS

(ALL AWARD ACTIONS SUBJECT TO LAWFULLY APPROPRIATED FUNDS)
ACTION OF GGAC COMMITTEE ON RECOMMENDATIONS ABOVE

MEMBERS APPROVING 3 MEMBERS DISAPPROVING Ø DATE: 10/17/19

OTHER:

ACTION OF AWARDING AUTHORITY DATE 10/17/19

APPROVED ✓ DISAPPROVED

OTHER

SIGNATURE OF AUTHENTICATION

Brian Hughes
Chief Administrative Officer
For: Mayor Lenny Curry
Under Authority of:
Executive Order No: 2019-02