

# C17-0488-8

**AMENDMENT NO. 5**  
TO  
SOFTWARE AS A SERVICE AGREEMENT BETWEEN THE CITY OF GLENDALE, AZ  
AND TYLER TECHNOLOGIES, INC., Contract No. C17-0488

This Amendment No. 5 (“Amendment”) to the Software as a Service Agreement (“Agreement”) is made this 28th day of January, 2025, (“Effective Date”), by and between the City of Glendale, an Arizona municipal corporation (“City”) and Tyler Technologies, Inc., a Delaware corporation, authorized to do business in Arizona (“Contractor”).

## RECITALS

- A. City and Tyler Technologies, Inc. (“Contractor”) previously entered into Software as a Service Agreement, Contract No. C17-0488, dated June 18, 2017 (“Agreement”); and
- B. On September 6, 2018, City and Contractor consented to an Amendment to the Agreement which changed the Scope of Work by removing the Tyler Risk management Software as a Service license from the obligations being provided by Contractor. The City's financial obligations were accordingly reduced by \$29,117; and
- C. On September 6, 2018, City and Contractor consented to a second Amendment to the Agreement to again change the Scope of Work to remove certain unused conversion services and remove the City's corresponding payment obligations in the amount of \$58,675.00; and
- D. On November 15, 2019, City and Contractor consented to a third Amendment to the Agreement to again change the Scope of Work by removing the following services from Contractor's obligations as of October 1, 2019: Recruiting, Telestaff Interface, ExecuTime Advanced Scheduling, and ExecuTime Advanced Scheduling Mobile. The City's annual SaaS fees were reduced by the cost that would have been paid had these services been rendered; and
- E. On June 13, 2022, the City entered into Contract Extension No. 1. The extension also implemented the 5% increase of the SaaS Fees payable for each Tyler module as provided in Section 1 of Exhibit B to the Agreement; and
- F. On March 28, 2023, the City exercised its right to extend the Term of the Agreement by issuing Contract Extension No. 2. This extension the term through June 12, 2024; and
- G. On February 28, 2024, City and Contractor consented to Amendment No. 4 to the Agreement, which ratified and increased the compensation by \$5,500,00 for a new not to exceed amount of \$10,893,600 for the duration of the Agreement; and
- H. On May 29, 2024, the City exercised its right to extend the Term of the Agreement by issuing Contract Extension No. 3. This extended the term through June 12, 2025; and
- I. City and Contractor wish to modify and amend the Agreement subject to and strictly in accordance with the terms of this Amendment.

**AMENDMENT**

In consideration of the mutual promises set forth herein and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the City and Contractor hereby agree as follows:

- 1. **Scope of Work.** The Scope of Work is amended to remove the following Software as a Service effective July 1, 2024: ACFR Statement Builder.

The Scope of Work is further amended to remove the following Software as a Service is removed effective January 1, 2025: ExecuTime Telestaff Interface, ExecuTime Time & Attendance, ExecuTime Time & Attendance Import, ExecuTime Time & Attendance Mobile. The City's right to access the above listed software is terminated, as are Tyler's obligations to maintain, support, host and update such software, on the respective effective dates.

- 2. **Compensation.** Any right Contractor may have to charge a fee, and any obligation may have to pay such fee, for use of the Software as a Service removed from the Scope of Work shall cease as of the respective effective dates identified in Section 1 above.
- 3. **Ratification of Agreement.** City and Contractor hereby agree that except as expressly provided herein, the provisions of the Agreement shall be, and remain in, full force and effect and that if any provision of this Amendment conflicts with the Agreement, then the provisions of this Amendment shall prevail.

CITY OF GLENDALE, an Arizona  
municipal corporation

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Kevin R. Phelps, City Manager

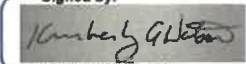
ATTEST:

\_\_\_\_\_  
Julie K. Bower, City Clerk (SEAL)

APPROVED AS TO FORM:

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Michael D. Bailey, City Attorney

Tyler Technologies, Inc.  
a Delaware corporation

Signed by:  12/23/2024  
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By: Kimberly A. Watson  
Its: Senior Corporate Attorney

