

AI-33851

9. A.

CC CONSENT

Meeting Date: 09/11/2012

Submitted For: Martha L. Salazar

Submitted By: Tanya Delira, PURCHASING DEPT.

Department: PURCHASING DEPT.

Information

CAPTION

1. Requesting CC grants and order for the exemption from competitive bidding requirements under Texas Local Government Code, 262.024 (a)(7)-'an item that can be obtained from only one source';

2. Approval of a "Sole Source Declaration" and requesting an on line subscription with "The Productivity Center" for 12 months in the total amount of \$630.00 thru requisition #220766 for Constable Pct. 4 commencing upon approval.

BACKGROUND

Fiscal Impact

FISCAL YEAR: 2012

ACCT. #: 2-1100-421-00-294-001-0-342

FUNDS AVAILABLE Y/N?: y

MATCHING FUNDS Y/N?:

BUDGETARY IMPACT:

\$630.00 available funds in req#220766 as of 09-07-12.

Attachments

The Productivity Center

Sole Source Affidavit

Sole Source Letter

Legal Review

Form Review

Inbox	Reviewed By	Date
Purchasing Department	Marty Salazar	09/07/2012 11:28 AM
Budget & Management	Merlen P. Munoz	09/07/2012 11:33 AM
Rosalinda Cantu	Rosie Cantu	09/07/2012 01:02 PM
Auditor's Office	Monica Badillo	09/07/2012 05:07 PM
Form Started By: Tanya Delira		Started On: 08/22/2012 10:46 AM
Final Approval Date: 09/07/2012		



PURCHASING DEPARTMENT
County Of Hidalgo

MEMORANDUM

"SOLE SOURCE DECLARATION"

TO: Hidalgo County Commissioner's Court
FROM: Martha L. Salazar, CPPB
Hidalgo County Purchasing Agent *msalazar*
DATE: 09/04/2012
RE: "Sole Source Declaration" The Productivity Center, Inc.

The Hidalgo County Law Enforcement Facilities possesses and utilizes the "The Productivity Center" (TCLEDDS) application system. This application enables and authorizes (licensed) users to enter or upload data concerning employment reports (L1's, F5's, etc.), training rosters and other training reports.

The Texas Commission on Law Enforcement selected Productivity Center, Inc. to design, develop and serve as sole source provider of this application.

The Productivity Center (TCLEDDS) is the sole-source provider of this WEB application to serve, state and local government agencies.

The Productivity Center, Inc. designed the application according to the contract that was signed by both The Commission and Productivity Center, Inc. According to the contract the application must be Y2K compliant and The Productivity Center used the latest technology and has made the application Y2K compliant.

Therefore, the Hidalgo County's Law Enforcement Facilities require the new and continued renewal of the application with The Productivity Center (TCLEDDS).

There is no expiration date for this declaration unless revoked by Hidalgo County Commissioners Court.

Requisition

Req # 00220766

PO #

Date: 08/07/12

Bill To: x
x

Vendor: 258598
THE PRODUCTIVITY CENTER, INC.
10850 RICHMOND AVE., SUITE 285
HOUSTON TX 77042
FAX (713)939-9099

Ship To: HIDALGO CO. CONSTABLE PRECINCT 4
2814 S. HWY 281
EDINBURG TX 78539

Contact:

Contract No:

Special Instructions:

QUANTITY	UOM	DESCRIPTION	UNIT PRICE	AMOUNT
1.00	YEAR	PO REQUEST IS FOR ONLINE SERVICES TO TRACK THE TRAINING, TESTING, CERTIFICATIONS AND HISTORY OF INDIVIDUALS AND/OR DEPARTMENTS INVOLVED WITH LAW ENFORCEMENT UTILIZED BY THE HIDALGO COUNTY CONSTABLE PCT 4 AGENCY. 1 year access to the TCLEDDS system.	630.00	630.00
		<u>Account No</u> 2-1100-421-00-294-001-0-342	<u>Encumbrance</u> 630.00	
			Freight	.00
			Total	630.00

Authorized By: _____



INVOICE/PURCHASE ORDER INFORMATION

AGENCY/DEPARTMENT

Agency Name: **HIDALGO CO. CONST. PCT. 4**

BEFORE ACCESS TO THE TCLEDDS SYSTEM IS ACTIVATED,
ALL INFORMATION SHOULD BE COMPLETED AND RETURNED TO PRODUCTIVITY CENTER, INC.
*The annual license becomes affective once an Agency has received User IDs and Passwords.

VENDOR NAME: Productivity Center, Inc.
VENDOR ADDRESS: 10850 Richmond Ave., Suite 285, Houston, Texas 77042
QISV CATALOG ID: VID #: 1-76-039-5455-700 **VENDOR ID:** 1760395455700
VENDOR NUMBER: 64016 **DESIGNATION CODE:** WO
TEXAS VENDOR CATALOG PAGE NUMBER FOR TCLEDDS SOFTWARE LICENSE: Page 19
Billing Information:
Contact Name _____
Address _____
City, State ,Zip _____
Telephone # _____ E-Mail Address _____
Fax # _____

Commodity Class #	<u>920-47</u>	Category	<u>D</u>	# of User ID's	<u>7</u>	Price*	<u>\$630.00</u>
Additional User ID Packs:							
Commodity Class #	<u>920-47</u>	# of Addl. User ID's	<u>(see pricing below)</u>			Price	_____
Additional License Fees						The additional licenses become part of the yearly renewal price. TOTAL BILLING AMOUNT: _____	
Agreement Trainer	\$120 each (must have a TCLEOSE agreement)						
Extra Dept. License	\$35 each						
Extra Statewide License	\$60 each						

*Fee is dependent upon category-size established by TCLEOSE for your entity (agency, academy, etc.)

FORM OF PAYMENT:
 Check/Money Order
 Credit Card Please circle: Master Card / Visa / Amex Card Number _____ Exp. Date: _____
Name as it appears on Credit Card: _____
C.C. Billing Address _____ City _____ State _____ Zip _____
Signature of Cardholder: _____
 Purchase Order
P.O. Number: _____ (Attach Copy)
 Tax Exempt (Check if appropriate)
Tax Exempt Number: _____

Productivity Center, Inc. • 10850 Richmond Ave., Suite 285 • Houston, TX 77042
(Voice) 800-975-0599 • (Fax) 713-939-9099 • (Email) TCLEDDS@prodctr.com • www.prodctr.com



PRODUCTIVITY CENTER, INC.

Francine Morones
10850 Richmond Ave., Suite 285
Houston, TX 77092
January 27, 2012

Tanya Dcliva
Hidalgo Purchasing

Dear Hidalgo Purchasing Department:

TCLEDDS requires no contracts or agreements. TCLEDDS requires a yearly subscription. The subscription only requires an application to mark a contact person for the account and to list users that the agency would like to give access to so they can check officer records and submit forms electronic to TCLEOSE (the state agency).

The following agencies currently have a valid TCLEDDS subscription:

Hidalgo Co. Const. Pct. 1
Current subscription is from 8/16/11 to 8/16/12
Contact person: Blanca I Sanchez
Total Users allotted: 3

Hidalgo Co. Const. Pct. 2
Current subscription is from 3/24/11 to 3/24/12
Contact person: Francisco A Sanchez
Total Users allotted: 3

Hidalgo Co. Const. Pct. 3
Current subscription is from 10/26/11 to 10/26/12
Contact person: Larry Gallardo
Total Users allotted: 3

Hidalgo Co. Dist. Attorney
Current subscription is from 5/4/11 to 5/4/12
Contact person: Roy Cazares
Total Users allotted: 3

Hidalgo Co. Sheriffs
Current subscription is from 1/10/12 to 1/10/13
Contact person: Victor Valdez
Total Users allotted: 100

Tanya Deliva
Eldaldo Purchasing
January 27, 2012
Page 2

I hope I have supplied you with the information that you have requested.

If you have questions or if you need additional information please feel free to call or email me.

Sincerely,



Francis Morones
Client Support Manager
PCI
800-975-0599
fmorones@prodctr.com



Sole Source Affidavit

RESET FORM

BEFORE ME, the undersigned official, on this day, personally appeared Aug. 20, 2012
A person known to me to be the person whose signature appears below, who after being duly sworn upon his oath deposed and said:-

1. My name is Francine Morones. I am over the age of 18, have never been convicted of a crime and am competent to sign this affidavit.
2. I am an authorized representative of the following company or firm:
Productivity Center, Inc.
3. The above named company or firm is the sole source of the following item(s) or product(s): (Attach list if necessary)
TLEDDS - Texas Commission on Law Enforcement Data Distribution System. (webbased software)
4. Competition is providing the above named item(s) is precluded by the existence of a patent, copyright, secret process or monopoly.
5. There is/are no other like item(s) or product(s) available for purchase that would serve the same purpose or function and there is only one price for the above named item(s) or product(s) because of exclusive distribution or marketing rights.
6. We certify that no suspension or debarment is in place, which would preclude receiving a federally funded contract.

Francine Morones
(Signature)

SUBSCRIBED AND SWORN to before me on this 7th day of December, 2011



Brenda Jo Killian
(Notary Public, State of Texas)
Brenda Jo Killian
(Printed Name)
November 14, 2015
(Date Commission Expires)

Company Name: Productivity Center, Inc.
Address: 10850 Richmond Ave, #205
City, State, Zip: Houston, TX 77042
Telephone: 7139399777 Fax: 7139399099
Contact Person: Francine Morones Email: fmorones@prodctr.com

Tanya.Dellra

From: Josephine L. Ramirez [josephine.ramirez@da.co.hidalgo.tx.us]
Sent: Wednesday, September 05, 2012 3:59 PM
To: 'Joel Rivera'; 'Michael Garza'
Cc: martha.salazar@co.hidalgo.tx.us; 'Eddie Guerra'; 'Tanya De Lira'; 'Nayla Munoz'
Subject: RE: REQ#220766- DEADLINE

Joey,

I have reviewed and approve as to the form of the agreement. However, I just want to point out that the remedy for breach of the agreement (i.e. using the information in an improper way) is injunction and criminal action (I am not really sure how they would enforce that other than by just removing access to the system). I understand that as peace officers you have responsibility to keep the information you obtain private. Just wanted to mention the stated language in the agreement.

Thanks.

Josephine Ramirez Solis
Assistant Criminal District Attorney
County Affairs Section
Office of Criminal District Attorney
Hidalgo County, Texas
100 N Clossner Rm 303
Edinburg, TX 78539
(956) 318-2313 ext. 3823
(956) 318-2079 FAX
josephine.ramirez@da.co.hidalgo.tx.us

The information contained in this e-mail may be 1.SUBJECT TO THE ATTORNEY-CLIENT PRIVILEGE;
2.ATTORNEY WORK PRODUCT; and/or 3.CONFIDENTIAL. It is intended only for the individual or
entity designated above. Any distribution, copying, or use of or reliance upon the
information contained in this e-mail by or to anyone other than the recipient designated
above by the sender is unauthorized and strictly prohibited. IF YOU HAVE RECEIVED THIS
COMMUNICATION IN ERROR, PLEASE ADVISE THE SENDER BY REPLY E-MAIL TO
josephine.ramirez@da.co.hidalgo.tx.us AND DELETE THE COMMUNICATION.

-----Original Message-----

From: Joel Rivera [mailto:joel.rivera@co.hidalgo.tx.us]
Sent: Wednesday, September 05, 2012 9:57 AM
To: Josephine Ramirez Solis; Michael Garza
Cc: martha.salazar@co.hidalgo.tx.us; Eddie Guerra; Tanya De Lira; Nayla Munoz
Subject: Fwd: REQ#220766- DEADLINE

Josie,

Please review the attached legal agreement with The Productivity Center, Inc. I believe that purchasing has asked Atlas & Hall to review it however they have not received a response from them (2 plus weeks) and I am under a deadline and need this reviewed before the next commissioner's court. The agreement is a standard agreement that every police agency in the State of Texas enters into for the use of their services, but out of an abundance of caution and in line with the auditor's requirements, I am respectfully asking you or your staff for an opinion.

Respectfully,
Joel Rivera, MPA
Chief Deputy
Hidalgo County Constable Precinct 4
2814 S. Business highway 281
Edinburg, Texas 78539
Ofc: 956-383-8565
fax: 956-292-7767

----- Forwarded Message -----
From: "Tanya.Delira" <tanya.delira@co.hidalgo.tx.us>
To: "joel.rivera" <joel.rivera@co.hidalgo.tx.us>
Cc: "Nayla Munoz" <nayla.munoz@co.hidalgo.tx.us>
Sent: Wednesday, September 5, 2012 9:37:02 AM
Subject: FW: REQ#220766

This is the agreement for The Productivity Center

From: Tanya.Delira [mailto:tanya.delira@co.hidalgo.tx.us]
Sent: Wednesday, August 15, 2012 4:05 PM
To: 'martha.salazar@co.hidalgo.tx.us'
Subject: FW: REQ#220766

May you please forward for legal review.

From: Evangelina Garcia [mailto:evangelina.garcia@co.hidalgo.tx.us]
Sent: Wednesday, August 15, 2012 3:59 PM
To: 'Tanya.Delira'
Subject: FW: REQ#220766

Vangie Y. Garcia, Contract's Manager

2802 S. Business Hwy. 281
New Administration Building

Edinburg, Texas 78539

(956) 292-7000-Extension 4856

email: evangelina.garcia@co.hidalgo.tx.us

From: Tanya.Delira [mailto:tanya.delira@co.hidalgo.tx.us]
Sent: Wednesday, August 15, 2012 3:52 PM
To: 'Evangelina Garcia'
Subject: FW: REQ#220766

Page 4 under item 8 (2) B

From: Nayla Munoz [mailto:nayla.munoz@co.hidalgo.tx.us]
Sent: Wednesday, August 15, 2012 3:25 PM
To: Tanya De Lira
Subject: REQ#220766

F
S
T
S

P

Nayla Muñoz

Administrative Assistant

Hidalgo County Constable Precinct 4

2814 S. Business Highway 281

Edinburg, Texas 78539

T: (956) 383-8560 Ext. 4313

F: (956) 383-8565

From: Raul Garcia [mailto:raul.garcia@co.hidalgo.tx.us]
Sent: Wednesday, August 15, 2012 3:23 PM
To: nayla.munoz@co.hidalgo.tx.us

T.
E.
Subject:

H
S
L

E
E
S

H
S
L

H
S
L

H
S
L

H
S
L

H
S
L

H
S
L