

AI-62615

Purchasing Department 12. C.  
Elections

**CC CONSENT**

**Meeting Date:** 11/21/2017

**Submitted For:** Marty Salazar, PURCHASING DEPT.

**Department:** PURCHASING DEPT.

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**Information**

**CAPTION**

1. Requesting approval of a "Sole Source Declaration" for Hart InterCivic, Inc. pursuant to TxLGC 262.024(a)(7), an item that can be obtained from only one source, including: (A) items for which competition is precluded because of it's propriety development/ownership for the current HC voting system in place;
2. Authority to purchase extended {1 yr.} warranties for each of the following: Verity Controller; Verity Touch; Verity Touch w/Access through requisition #360465 in the amount of \$77,640.00 and thereafter annually for as long as the County possess the Hart InterCivic, Inc. voting system;
3. Authority to purchase Annual Software License and Support Renewal effective 01-01-18 through 12-31-18 through requisition #360523 in the amount of \$197,175.00 and thereafter annually for as long as Hidalgo County possess the Hart InterCivic, Inc. voting system.

**BACKGROUND**

Legal approval and 1295 form were previously approved on agendas 57870 and 58401.

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**Fiscal Impact**

**CALENDAR YEAR:**

**ACCT. #:** 7-1283-414-00-130-024-0-430

**FUNDS AVAILABLE Y/N?:** YES **MATCHING FUNDS Y/N?:**

**BUDGETARY IMPACT:**

Req# 360465

**CALENDAR YEAR:**

**ACCT. #:** 7-1283-414-00-130-02X-0-336

**FUNDS AVAILABLE Y/N?:** YES **MATCHING FUNDS Y/N?:**

**BUDGETARY IMPACT:**

Req# 360523

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**Attachments**

Agenda 57870

Agenda 58401

R-360465 \$77,640.00

R-360523 \$197,175.00

R-361699 \$753.40

R-361707 \$2,975.00

Sole Source Letter

backup email  
Sole Affidavit  
Sole Source Declaration

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**Form Review**

<b>Inbox</b>	<b>Reviewed By</b>	<b>Date</b>
Purchasing / Internal	msalazar	11/17/2017 10:38 AM
Budget & Management	Veronica Ortiz	11/17/2017 11:53 AM
Final Approval	Monica Salinas	11/17/2017 02:45 PM
Form Started By: Ivela		Started On: 11/16/2017 02:06 PM
Final Approval Date: 11/17/2017		



November 14, 2017

Yvonne Ramon  
Hidalgo County  
317 N Closner Blvd.  
Edinburg, TX 78541

Dear Ms. Ramon,

This letter is regarding Hart InterCivic's Verity voting system and its associated software and hardware. Verity and/or its individual components, including hardware, software, and support, may only be purchased or licensed from Hart InterCivic, Inc. The license to use the software may only be issued by Hart. Maintenance for Verity software and hardware is only provided by Hart. Repair of Verity voting systems must be done by Hart InterCivic.

Verity software applications are a proprietary group of products necessary for an authorized Hart customer to accomplish ballot creation, election management, tabulation, and maintenance of the Verity equipment. The software and voting equipment will enable the customer to comply with the Help America Vote Act (HAVA) of 2002. Verity software and equipment is certified by the Texas Secretary of State for use in elections conducted in the State of Texas. Hart InterCivic, Inc. is the only vendor capable of and authorized to provide support for Hart's Verity system and products under the Verity Master Agreement between Hart and a customer.

If you have questions regarding any aspect of these Hart products and their authorized use, please do not hesitate to contact me.

Regards,

A handwritten signature in blue ink, appearing to read 'Phillip W. Braithwaite', written over a light blue circular stamp or watermark.

Phillip W. Braithwaite  
CEO



PURCHASING DEPARTMENT

County Of Hidalgo

**MEMORANDUM  
SOLE SOURCE DECLARATION**

To: Hidalgo County Commissioners Court

From: Martha L. Salazar  
Hidalgo County Purchasing Agent

Date: November 21, 2017

Re: "Sole Source Declaration" – Hart InterCivic, Inc. – Verity Voting Machine System – Hardware, Software, Warranties, License Support & Maintenance

Hidalgo County acquired and purchased the Hart Intercivic, Inc. Verity Voting Machine System in 2017.

It is now necessary to commence the annual acquisition and purchase of warranties, license support and maintenance renewal services for the voting system including upgrades.

Hart Intercivic, Inc. is the sole developer and seller of the Verity Voting Machine Systems along with all the accompanying hardware, software licenses support and maintenance renewal services.

Therefore, in order for Hidalgo County to continue the annual warranties of hardware, software, license support and maintenance renewal services, it must purchase from Hart Intercivic, Inc., the Sole Source provider for all items necessary to own and maintain the Verity Voting System for Hidalgo County including all and any upgrades

This Sole Source Declaration is to remain in effective unless otherwise revoked by Hidalgo County Commissioners Court.