

8555-02



**SUPPLEMENT TO EVID SYSTEM SALE AND LICENSE AGREEMENT
ADDENDUM for Delivery #5**

Customer: Duval County, Supervisor of Elections
105 E. Monroe Street
Jacksonville, FL 32202-3215

November 8, 2013

Reference Agreement: September 29, 2005

VR Systems, Inc. ("VRS"), 2840 Remington Green Cir., Tallahassee, Florida, 32308, and the Customer agree that, when this Supplement is signed by the Customer and by VRS, the following terms and conditions will apply to the products designated in the Schedule of Products. Under these terms and conditions, VRS will (a) furnish the EVID Stations, EVID Software and Third-Party Software designated therein to Customer, (b) sell the EVID Stations to Customer, (c) grant Customer nontransferable, nonexclusive licenses to use the EVID Software, and (d) provide certain services related to the licensed EVID Software, all as described in the Reference Agreement between VRS and Customer.

Schedule of Products

| <u>Quantity</u> | <u>Description</u> | <u>Refer To</u> | <u>Unit Price</u> | <u>Total Price</u> |
|------------------------------|--------------------|----------------------------------|-------------------|----------------------------|
| 776 | EVID Units | Exhibit B of Reference Agreement | \$2,060 | \$ 1,598,560 |
| <u>Total Addendum</u> | | | | <u>\$ 1,598,560</u> |

Payment Terms: \$1,598,560 is due within 30 days of delivery of the EVID systems. Payments not received within this time frame are subject to a finance charge. Information can be provided for wire transfer of funds should the county so desire.

***It should be noted that Customer becomes liable for final payment of EVID Shipment when Customer takes receipt of Shipment.**

If Customer defaults under this Agreement then VR Systems' Bank has the legal right to pursue payment.

"Customer acknowledges that VRS has granted to Capital City Bank ("Bank") a security interest in and an assignment of this Agreement and all payments which are due and all payments which become due to VRS under this Agreement. Customer consents to such security interest and assignment, which secure certain obligations VRS owes to Bank."

Customer and VRS each acknowledges that it has read this Supplement and the Reference Agreement, understands them, and agrees to be bound by their terms and conditions.

Agreed: Duval County, Supervisor of Elections

Agreed: VR Systems, Inc.

By: Jerry Holland
Jerry Holland, Supervisor of Elections

By: Jane M. Watson
Jane M. Watson, President 11/22/13

Date: 11/22/13

Date: 11/22/2013

[Requires City of Jacksonville Acceptance
(See attached Signature Page)]

**VR SYSTEMS
SUPPLEMENT TO IVID SYSTEM SALE AND LICENSE AGREEMENT
ADDENDUM for Delivery #5**

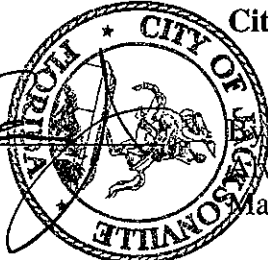
[City of Jacksonville Signature Page]

IN WITNESS WHEREOF, the City of Jacksonville ("City") acknowledges that it has read the foregoing Supplement and the Reference Agreement, understands them, and agrees to be bound by their terms and conditions. City and Customer's agreement is based on:

- (a) a maximum indebtedness of City and Customer under the Supplement not to exceed ONE MILLION, FIVE HUNDRED NINETY-EIGHT THOUSAND, FIVE HUNDRED SIXTY DOLLARS (\$1,598,560.00); and
- (b) the agreement by all parties to comply with all applicable federal, state and local laws, rules and regulations as the same exist or as may be amended from time to time, including, but not limited to the Public Records Law, F.S. Ch. 119.

ATTEST:

By: James R. McCain Corporation Secretary
By: Alvin Brown Mayor

 City of Jacksonville

In compliance with the *Ordinance Code* of the City of Jacksonville, I do hereby certify that there is an unexpended, unencumbered, and unimpounded balance in the appropriation sufficient to cover the foregoing Agreement, and provision has been made for the payment of the monies provided therein to be paid from the following account:

By: C. Ronald Belton
Director of Finance
8555-02

Form Approved:

By: Fritz Holt
Office of General Counsel

Karen Bowling
Chief Administrative Officer
For: Mayor Alvin Brown
Under Authority of:
Executive Order No. 2013-04

Encumbrance and funding information for internal City use:

Payment(s) by various subsequently issued Purchase Orders

Account Summary..... SECP329 – 069427 – SE0001- 02
Total Contract Amount..... \$1,598,560.00

This above stated amount is the maximum fixed monetary amount of the foregoing contract. It shall not be encumbered by the foregoing contract. It shall be encumbered by one (1) or more subsequently issued Purchase Order(s) that must reference the foregoing Contract. All financial examinations and funds control checking will be made at the time such Purchase Order(s) are issued.

In accordance with Section 24.103(e), of the *Ordinance Code* of the City of Jacksonville, I do hereby certify that there is an unexpended, unencumbered and unimpounded balance in the appropriation sufficient to cover the foregoing agreement; *provided however*, this certification is not nor shall it be interpreted as an encumbrance of funding under this Contract. Actual encumbrance[s] shall be made by subsequent purchase order[s], as specified in said Contract.



Director of Finance

City Contract # 8555-02





Purchase Order

City of Jacksonville
 214 N. Hogan Street, Suite 800
 Jacksonville, FL 32202

| | |
|--------|-----------------------------|
| VENDOR | Vendor Number: 00000337 |
| | VR Systems, Inc |
| | 2840 Remington Green Circle |
| | Tallahassee, FL 32308 |
| | Phone No: 850-668-2838 |

| |
|---------------------------|
| PO Date: 11/15/2013 |
| Buyer: Marsha Williams |
| Phone #: (904) 255 - 8843 |
| FOB: F.O.B., Destination |
| Terms: Net 30 |

| |
|---|
| Purchase Order Number PO402254 |
| Sole Source Purchase Order |
| ALL PACKING SLIPS, INVOICES, AND CORRESPONDENCE MUST REFERENCE THIS NUMBER. |

| | |
|---------|--|
| SHIP TO | Supervisor of Elections |
| | Supervisor of Elections |
| | 105 E. Monroe Street |
| | Jacksonville, FL 32202 |
| | Contact Justin Gicalone at (904)630-8030 |

| | |
|---------|--------------------------------|
| INVOICE | Finance Services Department |
| | Accounts Payable |
| | 117 W. Duval Street, Suite 375 |
| | Jacksonville, FL 32202 |

| Department | | Bid Number | | Requisition Number | | Delivery Date | | | |
|--|------------------------|------------------------|---------------|------------------------------------|-----------------------|---------------|--|--|--|
| Supervisor of Elections | | | | REQ143976 | | 11/30/2013 | | | |
| Item | Description | Quantity | Unit | Unit Price | Total | | | | |
| 1 | 776 EVID compact units | 1.00 | EA | \$1,598,560.00 | \$1,598,560.00 | | | | |
| <table border="1"> <tr> <th>LN / FY / Account Code</th> <th>Dollar Amount</th> </tr> <tr> <td>1 / 14 / SECP329-069427SE0001-02--</td> <td>\$1,598,560.00</td> </tr> </table> | | LN / FY / Account Code | Dollar Amount | 1 / 14 / SECP329-069427SE0001-02-- | \$1,598,560.00 | | | | |
| LN / FY / Account Code | Dollar Amount | | | | | | | | |
| 1 / 14 / SECP329-069427SE0001-02-- | \$1,598,560.00 | | | | | | | | |
| | | | | Subtotal: | \$1,598,560.00 | | | | |
| | | | | Freight: | \$0.00 | | | | |
| | | | | Discount: | \$0.00 | | | | |
| | | | | TOTAL: | \$1,598,560.00 | | | | |

THIS ORDER IS SUBJECT TO THE GENERAL CONDITIONS ATTACHED HERETO.

MANUFACTURER'S FEDERAL EXCISE TAX EXEMPT NO: 59-89-0120K

FLORIDA STATE SALES AND USE TAX EXEMPTION NO: 85-8012621607C-8

Revised Date: 01/14/2008

| |
|--|
| Approved By Gregory Pease, Chief Procurement Division |
| |

SOLE SOURCE AWARD

BID # SS-0378-14

Subject: Purchase of 776 EVID Units for the Supervisor of Elections Office

Department: Supervisor of Elections Office

Description of Purchase: Recommend approval of Sole Source Award to VR Systems, Inc., for the purchase of seven hundred and seventy six (776) EVID units for the Supervisor of Elections Office per the addendum to contract 8555-14. Total estimated amount of expenditure is \$1,598,560.00.

Funding for this award to be encumbered by account SECP329 - 069427 - SE0001 02 to be executed by Purchase Order(s).

Sole Source Award To: VR Systems , Inc.

Price Justification: Vendor Quote

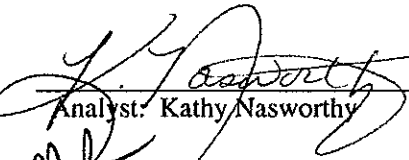
Total Award: \$1,598,560.00

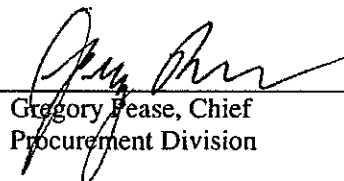
Requisition #N/A

Attachments: 1) Sole Source Form; 2) Agency Memo; 3) Vendor Quote; 4) Copy of System License and Maintenance Agreement

Certification as to Sole Source: Jerry Holland, Supervisor of Election

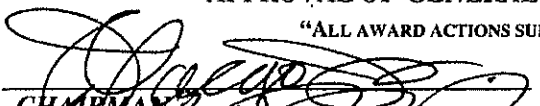
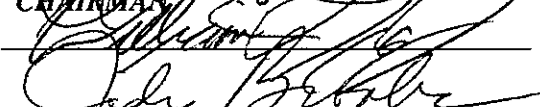
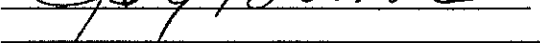
THE ABOVE PURCHASE IS RECOMMENDED FOR AWARD IN ACCORDANCE WITH CHAPTER 126.206.

WP
MR

Analyst: Kathy Nasworthy


Gregory Pease, Chief
Procurement Division

APPROVAL OF GENERAL GOVERNMENT AWARDS COMMITTEE

"ALL AWARD ACTIONS SUBJECT TO LAWFULLY APPROPRIATED FUNDS"


CHAIRMAN



11/02/13
DATE

ACTION OF AWARDING AUTHORITY

DATE: 11/4/13

APPROVED

DISAPPROVED

OTHER

SIGNATURE OF AUTHENTICATION



Karen Bowling
Chief Administrative Officer
For: Mayor Alvin Brown
Under Authority of:
Executive Order No. 2013-04