



**CITY OF FORT LAUDERDALE
City Commission Agenda Memo
REGULAR MEETING**

#13-1064

TO: Honorable Mayor & Members of the
Fort Lauderdale City Commission

FROM: Lee Feldman, ICMA-CM, City Manager

DATE: August 20, 2013

TITLE: Motion to approve changes to contract for the purchase of specialized
computer search services – Contract 135-11199

Recommendation

It is recommended that the City Commission approve changes in contract language, in substantially the form below, for the purchase of specialized computer search services from the single responsive and responsible proposer, LexisNexis Risk Solutions FL, Inc.

Background

At its July 2, 2013 Regular Meeting (CAM 13-0880, Pur-8), the City Commission approved a one-year contract to purchase specialized computer search services from LexisNexis Risk Solutions FL, Inc.

There were two areas of the agreement that LexisNexis Risk Solutions FL, Inc. asked to make changes, which are being presented to the City Commission for approval.

The first change in the contract is to add language under VI. General Conditions, A. Indemnification, which shall state, "In any case, the indemnification amount is limited to four times the total annual contract value".

The second change in the agreement is to modify Section T. Limitations of Liability, to read, "The City desires to enter into this Agreement only if in doing so the City can place a limit on the City's liability for any cause of action for money damages due to an alleged breach by the City of this Agreement, so that its liability for any such breach never exceeds the contract price less any amount actually paid by the City to Contractor pursuant to this Agreement. Contractor hereby expresses its willingness to enter into this Agreement with Contractor's recovery from the City for any damage action for breach of contract or for any action or claim arising from this Agreement to be limited to a maximum amount of the contract price less any amount actually paid by the City to Contractor pursuant to this Agreement."

Resource Impact

There is no fiscal impact to the City.

Attachment

Exhibit 1 – LexisNexis Agreement

Prepared by: Michael F. Walker, Manager, Procurement and Contracts
Carrie Keohane, Administrative Assistant I

Department Director: Chief Frank Adderley, Police