

ORDINANCE NO. 188311

* Increase contract with The Active Network, Inc. by \$1,300,000 for a not-to exceed total of \$3,250,000 to provide software and online services to support class registrations, programs, and facility reservation payments (Ordinance; amend Contract No. 30000729)

The City of Portland ordains:

Section 1. The Council finds:

1. The City entered into Contract No. 30000729 with The Active Network, Inc., effective July 31, 2009, to provide hosted software and online services to support registration for classes, programs, and facility reservations to process payments for Parks & Recreation. The original Contract value was \$450,000.00.
2. As authorized by Ordinance No. 186217, the City amended Contract No. 30000729 to add \$1,500,000.00 to the Contract for a total not-to-exceed value of \$1,950,000.00 and to extend the term by five years. Amendment #1 was a five-year forecast for online transaction fees paid to The Active Network and was based on estimates from historical online transactions from the previous Active Network system, CLASS. Parks and Recreation also used projected estimate recommendations from other jurisdictions that were similar in size, had migrated from CLASS to Active Net, and where transaction volumes were similar to Portland Parks and Recreation.
3. Over the first three years of Amendment #1, the City has experienced a number of factors that are making an increase in contract funding necessary:
 - a. Population growth in the City's service area of new Active Net users exceeded the projected estimates.
 - b. Faster customer adoption of online use over in-person or phone transactions.
 - c. Increase in registrations (programs) and reservations volume.
 - d. Addition of Teen Services.
 - e. Increase in interagency point-of-sale transactions
4. Under this proposed amendment the not-to-exceed value of the Contract shall be increased by \$1,300,000.00 to a contractual total of \$3,250,000.00.
5. This amendment will also modify the terms and conditions of the Contract to include the City's most current language relating to Payment Card Industry Data Security Standards (PCI DSS).
6. Funds are available in the Portland Parks and Recreation (PP&R) ongoing budget for continuation of Active Networks hosted software. Funding for ongoing costs is

built into the cost recovery model for recreation programming. The fees are built into the programming rates paid by customers within PP&R general operating fund.

NOW, THEREFORE, the Council directs:

- a. That the City's Chief Procurement Officer is hereby authorized to execute a Contract amendment, provided that it is approved as to form by the office of the City Attorney, to increase the not-to-exceed value of the Contract by \$1,300,000.00.

Section 2. The Council declares that an emergency exists because Parks wishes to ensure contract agreement compliance by funding for continued use of the Active Net software. Therefore, this ordinance shall be in full force and effect from and after its passage by the Council.

Passed by the Council: APR 05 2017

Commissioner Fritz
Prepared by: Glenn Raschke
Date Prepared: March 8, 2017

Mary Hull Caballero
Auditor of the City of Portland
By


Deputy

Increase

* ~~Amend contract with The Active Network, Inc. to increase the value of the contract by \$1,300,000.00 for a not-to exceed contractual total of \$3,250,000.00, (Ordinance; amend Contract No. 30000729)~~ *to provide software and online services to support class registration, programs, and facility reservation payments*

<p>INTRODUCED BY Commissioner/Auditor: Fritz</p>	<p>CLERK USE: DATE FILED <u>MAR 21 2017</u></p>
<p>COMMISSIONER APPROVAL</p> <p>Mayor—Finance & Administration - Wheeler</p> <p>Position 1/Utilities - Fritz <i>Amanda Fritz</i></p> <p>Position 2/Works - Fish</p> <p>Position 3/Affairs - Saltzman</p> <p>Position 4/Safety - Eudaly</p>	<p style="text-align: right;">Mary Hull Caballero Auditor of the City of Portland</p> <p>By: <u><i>[Signature]</i></u> Deputy</p>
<p>BUREAU APPROVAL</p> <p>Bureau: Parks & Recreation Bureau Head: Mike Abbate <i>Mike Abbate</i></p> <p>Prepared by: Glenn Raschke Date Prepared: 3/7/2017</p> <p>Impact Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/></p> <p>Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input checked="" type="checkbox"/></p> <p>City Auditor Office Approval: required for Code Ordinances</p> <p>City Attorney Approval: required for contract, code, easement, franchise, comp plan, charter</p>	<p>ACTION TAKEN:</p> <p>MAR 29 2017 RESCHEDULED TO MAR 29 2017 2:00 PM MAR 29 2017 RESCHEDULED TO APRIL 5, 2017 9:30 AM</p>
<p>Council Meeting Date 4/5/2017 ←</p>	

<p style="text-align: center;">AGENDA</p> <p>TIME CERTAIN <input type="checkbox"/> Start time: _____</p> <p>Total amount of time needed: _____ (for presentation, testimony and discussion)</p> <p>CONSENT <input checked="" type="checkbox"/></p> <p>REGULAR <input checked="" type="checkbox"/></p> <p>Total amount of time needed: <u>10 min</u> (for presentation, testimony and discussion)</p>	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th style="width: 35%;">FOUR-FIFTHS AGENDA</th> <th colspan="2">COMMISSIONERS VOTED AS FOLLOWS:</th> </tr> <tr> <th></th> <th>YEAS</th> <th>NAYS</th> </tr> <tr> <td>1. Fritz</td> <td>1. Fritz <input checked="" type="checkbox"/></td> <td></td> </tr> <tr> <td>2. Fish</td> <td>2. Fish <input checked="" type="checkbox"/></td> <td></td> </tr> <tr> <td>3. Saltzman</td> <td>3. Saltzman <input checked="" type="checkbox"/></td> <td></td> </tr> <tr> <td>4. Eudaly</td> <td>4. Eudaly <input checked="" type="checkbox"/></td> <td></td> </tr> <tr> <td>Wheeler</td> <td>Wheeler <input checked="" type="checkbox"/></td> <td></td> </tr> </table>	FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:			YEAS	NAYS	1. Fritz	1. Fritz <input checked="" type="checkbox"/>		2. Fish	2. Fish <input checked="" type="checkbox"/>		3. Saltzman	3. Saltzman <input checked="" type="checkbox"/>		4. Eudaly	4. Eudaly <input checked="" type="checkbox"/>		Wheeler	Wheeler <input checked="" type="checkbox"/>	
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