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AMENDMENT TO

AGREEMENT FOR PROFESSIONAL SERVICES BETWEEN

THE CITY OF NEW ORLEANS

AND

GRANICUS, INC.

THIS AGREEMENT is made and entered into as of the July 31, 2011 by and between Granicus, Inc. (“Granicus”), a California Corporation represented by Ed Roshitsh, its Chief Operating Officer, and the City of New Orleans, herein represented by the City Council President, Jacquelyn B. Clarkson (collectively referred to herein as the “Parties”).

WITNESSETH

WHEREAS, on September 20, 2007, the City Council adopted Motion M-07-450, determining that professional services were required to design, implement and maintain a Computerized Web Video Streaming and Meetings Management System and directing its staff to issue a Request for Proposal (RFP) to begin the competitive selection process established by Council Rule 45: and

WHEREAS, a Request for Proposals for the design, implementation and maintenance of a computerized Web Video Streaming and Meetings Management System for the City Council was issued on September 24, 2007; and

WHEREAS, pursuant to Motion M-08-413, the City Council authorized the President of the Council to sign a contract with Granicus, Inc. for a Computerized Web Video Streaming and Meetings Management System. Said contract was effective on July 31, 2008; and

1 **WHEREAS**, on November 6, 2008, the City Council adopted Motion M-08-609
2 authorizing a contract amendment with Granicus, Inc. in order to clarify the scope of work
3 to include all necessary electrical material, work and services, and to correspondingly
4 increase the contract amount to reflect such clarification; and

5 **WHEREAS**, the aforementioned contract with Granicus, Inc. expired on July 30,
6 2009; and

7 **WHEREAS**, according to the aforementioned contract with Granicus, Inc., the
8 contract may be extended at the option of the Council, on an annual basis for no longer
9 than five one-year periods, provided that funds are allocated by the New Orleans City
10 Council and the extension of the contract facilitates the continuity of services provided; and

11 **WHEREAS**, on November 5, 2009, the City Council adopted Motion M-09-585
12 authorizing a contract extension with Granicus, Inc. for an additional annual period from
13 July 31, 2009 until July 30, 2010, to provide for the continuation of services provided
14 therein; and

15 **WHEREAS**, the aforementioned contract extension with Granicus, Inc. expired on
16 July 30, 2010; and

17 **WHEREAS**, on August 12, 2010, the City Council adopted Motion M-10-346
18 authorizing a contract extension with Granicus, Inc. for an additional annual period from
19 July 31, 2010 until July 30, 2011, to provide for the continuation of services provided
20 therein; and

21 **WHEREAS**, the aforementioned contract extension with Granicus, Inc. will
22 expire on July 30, 2011; and

1 **WHEREAS**, the Council desires to authorize a contract extension with Granicus,
2 Inc. for an additional annual period from July 31, 2011 until July 30, 2012, to provide for
3 the continuation of services provided therein; and

4 **WHEREAS**, by Motion M-11-305 adopted on July 8, 2011, the President of the
5 Council is hereby authorized to sign a contract extension with Granicus, Inc., for an
6 additional annual period from July 31, 2011 until July 30, 2012, to provide for the
7 continuation of services provided therein; and

8 **WHEREAS**, all parties to the agreements desire to extend the agreement and have
9 the necessary authority to do so; and

10 **NOW, THEREFORE** the parties do agree as follows:

11 To continue the services provided in the aforementioned contract by extending the
12 term of the contract for an additional annual period from July 31, 2011 until July
13 30, 2012 and rewording lines 12 to 17 of page 16 of 31 of the Agreement dated July
14 13, 2008 to read as follows:

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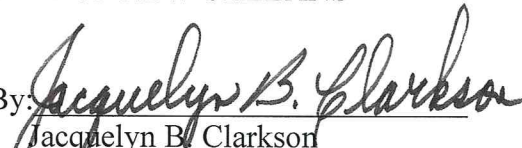
1 The services to be provided under the terms of this Agreement shall begin on the
2 date above and shall end on July 30, 2012. It is understood and acknowledged by all
3 signers to this Agreement that work described under these terms is to be
4 accomplished during the time period specified herein. The terms, conditions and
5 duration of this Agreement may be modified by an executed, written amendment to
6 this Agreement.

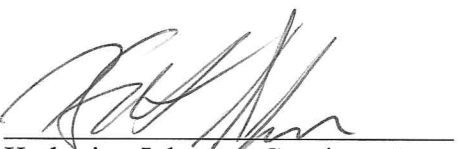
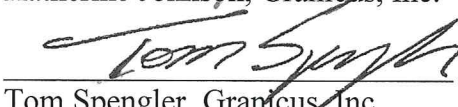
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8 **IN WITNESS WHEREOF:**

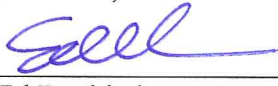
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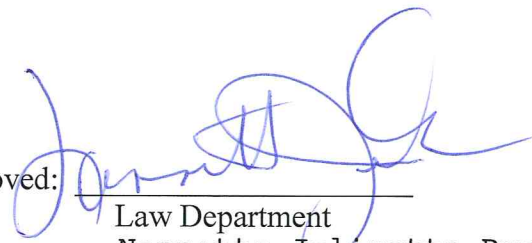
CITY OF NEW ORLEANS

By: 
Jacquelyn B. Clarkson
President, New Orleans City Council


Katherine Johnson, Granicus, Inc.

Tom Spengler, Granicus, Inc.

GRANICUS, INC.

By: 
Ed Roshitsh
Chief Operating Officer
568 Howard St., Suite 300
San Francisco, CA 94105

27
28 Approved: 
29 Law Department
30 Nannette Jolivet Brown
31 City Attorney

912010420
Federal ID Number

32

MOTION
M-11-305

CITY HALL: JULY 7, 2011

  BY: COUNCILMEMBERS GUIDRY AND HEAD

WHEREAS, Council Rule 45 establishes a competitive selection process for the selection of professional services to the City Council; and

WHEREAS, on September 20, 2007, the City Council adopted Motion M-07-450, determining that professional services were required to design, implement and maintain a Computerized Web Video Streaming and Meetings Management System and directing its staff to issue a Request for Proposal (RFP) to begin the competitive selection process established by Council Rule 45; and

WHEREAS, a Request for Proposal for the design, implementation and maintenance of a computerized Web Video Streaming and Meetings Management System for the City Council was issued on September 24, 2007; and

WHEREAS, by the deadline one (1) response to the Request for Proposals was received from Granicus, Inc.; and

WHEREAS, as required by Council Rule 45, the Staff Selection Review Committee evaluated the Granicus, Inc. response and, after review and evaluation, recommended that the Council Cable and Telecommunications Committee give further consideration to the Granicus, Inc. proposal as a professional proposal with details that needed to be clarified; and

WHEREAS, on January 10, 2008 the Council adopted Resolution R-08-22 authorizing the Council Staff, Consultants and Representatives of NOATV to clarify the details of the Granicus, Inc. proposal relative to Computerized Web Video Streaming and Meetings Management and to

negotiate terms for a contract to be given further consideration by the members of the Cable and Telecommunications Committee, the City Council and the Government Access Capital Fund Committee; and

WHEREAS, that process has culminated with a final Report to the New Orleans City Council Concerning the RFP Response and Final Pricing for the Granicus Streaming Media Solution dated July 7, 2008 prepared by The Media Revolution, Inc. and Goins, Aaron, APLC after extensive negotiations relative to a finalized contract and pricing; and

WHEREAS, after considering the report and an application for funding of the capital portions of the Granicus proposal, the Government Access Capital Fund Committee approved capital funding in the amount of \$231,274.62 for the Granicus proposal at its meeting held on July 18, 2008; and

WHEREAS, with the approval of the Ordinance implementing the Government Access Capital Fund Grant, and existing funds in the City Council's budget, funding is in place for a contract with Granicus, Inc. consistent with the final negotiated term of the contract; and

WHEREAS, the City Council pursuant to Council Rule 45 adopted Motion M-08-413 and selected Granicus, Inc, to provide Computerized Web Video Streaming and Meetings Management through a professional services contract authorized after competitive selection and that the President of the Council requested and was authorized to sign a contract with Granicus, Inc, incorporating the terms of such contract as outlined in the July 7th report of The Media Revolution and Goins, Aaron, APLC. in an amount not to exceed \$347,374.62 (including capital expenditures, carpentry design, initial and additional training, and managed services fees); and

WHEREAS, the contract was circulated in accordance with normal process and the City

Council Rules; and

WHEREAS, Granicus, Inc. (“Granicus”), a California Corporation represented by Thomas A. Spengler, its Chief Executive Officer, and the City of New Orleans, represented by the City Council President, Jacquelyn Brechtel Clarkson, (collectively referred to herein as the “Parties”) signed a contract for professional services; and

WHEREAS, on November 6, 2008, the City Council adopted Motion M-08-609 authorizing a contract amendment with Granicus, Inc. in order to clarify the scope of work to include all necessary electrical material, work and services, to correspondingly increase the contract amount to the maximum compensation, in the aggregate, of Three Hundred Sixty-Two Thousand Three Hundred Seventy-Four and 62/100 Dollars (\$362,374.62), and to provide for the payment of the said increased amount; and

WHEREAS, the aforementioned contract expired on July 30, 2009; and

WHEREAS, according to the aforementioned contract with Granicus, Inc., the contract may be extended at the option of the Council, on an annual basis for no longer than five one-year periods, provided funds are allocated by the New Orleans City Council and the extension of the contract facilitates the continuity of services provided; and

WHEREAS, on November 5, 2009, the City Council adopted Motion M-09-585 authorizing a contract extension with Grancius, Inc. for an additional annual period from July 31, 2009 until July 30, 2010, to provide for the continuation of services provided therein; and

WHEREAS, the aforementioned contract with Grancius, Inc. expired on July 30, 2010; and

WHEREAS, on August 12, 2010, the City Council adopted Motion M-10-346 authorizing a contract extension with Grancius, Inc. for an additional annual period from July 31,

2010 until July 30, 2011, to provide for the continuation of services provided therein; and

WHEREAS, the aforementioned contract extension with Grancius, Inc. will expire on July 30, 2011; and

WHEREAS, the Parties mutually desire to extend the aforementioned contract for professional services for an additional annual period from July 31, 2011 until July 30, 2012 to provide for the continuation of services provided therein; and

WHEREAS, the Council desires to authorize a contract extension with Granicus, Inc. for an additional annual period from July 31, 2011 until July 30, 2012 to provide for the continuation of services provided therein; now, therefore

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the President of the Council is hereby requested and authorized to sign a contract extension with Granicus, Inc. for an additional annual period from July 31, 2011 until July 30, 2012 to provide for the continuation of services provided therein.

BE IT FURTHER MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the contract extension shall be circulated in accordance with the normal process and the City Council Rules.


THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTES AS FOLLOWS:

YEAS: **Clarkson, Gisleson Palmer, Guidry, Head,
Hedge-Morrell, Johnson - 6**

NAYS: **0**

ABSENT: **Fielkow - 1**

AND THE MOTION WAS ADOPTED.

THE FOREGOING IS CERTIFIED
TO BE A TRUE AND CORRECT COPY

CLERK OF COUNCIL