





**Background and Justification (continued from page 1)...**

In the past, costs associated with the development and maintenance of the criminal justice systems were principally funded by the Board of County Commissioners. Article V of the Florida statutes was amended July 1, 2004 to create additional court fees to help fund court technology projects and services, although revenues from this source are not sufficient to fund all court-related technology costs.

Following the July 2008 decision to replace the existing JIS System (ACS Banner Courts System), the Clerk & Comptroller assumed responsibility for both managing and funding a new case management system to replace the ACS Banner System. However, costs associated with the existing JIS (ACS Banner) System will continue to be funded by the Board of County Commissioners until this system is fully retired.

A partial system retirement of the legacy JIS System occurred in February 2012 when the ACS Criminal and Traffic Modules used by the County were replaced by the Clerk's "Showcase" case management system. Showcase is a vendor software product developed by Aptitude Solutions, Inc. which, in May 2012, was acquired by the Harris Computing Corporation.

The software maintenance contract for the ACS Criminal and Traffic module expired March 31, 2012 following the Clerk's implementation of the new Criminal and Traffic case management systems. This will reduce the Board of County Commissioner's FY 2013 costs for JIS software maintenance by \$102,636 from the prior fiscal year.

Full year coverage will continue for the Civil and Juvenile Traffic Systems as the Clerk's Office has not provided a revised go-live date for these case management systems.

Contract coverage periods and costs are summarized below for each of the component systems.

Baseline Component System	Contract Year Begins	Contract Year Ends	Annual Payment Amount
<b>ACS Component Systems:</b>			
Civil	October 1, 2012	September 30, 2013	\$119,740
Juvenile	October 1, 2012	September 30, 2013	\$23,948
<del>Criminal*</del>	N/A	N/A	\$0
<del>Traffic*</del>	N/A	N/A	\$0
Extended Case Information	October 1, 2012	September 30, 2013	\$37,062
ACS Accounting	October 1, 2012	September 30, 2013	\$65,002
<b>Total</b>			<b>\$245,752</b>

\*Criminal and Traffic case management modules are no longer active and therefore no longer part of the TCP Agreement.

AMENDMENT TO  
TECHNICAL CURRENCY AGREEMENT

ACS GOVERNMENT SYSTEMS, INC.  
1733 Harrodsburg Road  
Lexington, KY 40504-3617  
FAX Number (859) 277-7600  
("ACS")

and

Palm Beach County, A political subdivision of the State of Florida  
301 N. Olive Avenue  
West Palm Beach, FL 33401  
("Licensee")

Original Technical Currency Agreement dated 09/29/1998 (the "TCP Agreement").

This Amendment No. 8 to the TCP Agreement (the "TCP Amendment").

Effective Date of this TCP Amendment: October 1, 2012 (the "Amendment Date").

Whereas, Licensee entered into the Agreement with SCT Government Systems, INC ("SCT"), a corporation and

Whereas, pursuant to various acquisitions and reorganizations, SCT was acquired by ACS; and

Whereas, the acquisition included the assignment to and assumption by ACS of all the rights, duties and obligations of SCT under the Agreement; and

Whereas, the Agreement was amended by Amendment No. 1 on June 8, 1999, Amendment No. 2 on June 25, 2002, Amendment No. 3 on July 1, 2003, Amendment No. 4 on October 1, 2008, Amendment No. 5 on October 1, 2010, Amendment No. 6 on June 21, 2011, and Amendment No. 7 on October 1, 2011;

Whereas, Licensee and ACS (collectively "the Parties") now desire to amend the Agreement with this Amendment No. 8;

LICENSEE AND ACS, intending to be legally bound, agree as follows:

1. Agreement. References to the Agreement mean the Agreement as amended to date
2. Defined Terms. Unless specifically defined herein, all terms defined in the Agreement shall have the same meaning when used in this Amendment.
3. Amendment to and Modification of PSE Agreement
  - (a) ACS Civil, ACS Juvenile, ACS Extended Case Information and ACS Accounting are extended for a period of twelve (12) months. (From October 1, 2012 – September 30, 2013).
  - (b) Exhibit 1 to the Agreement is deleted in its entirety and is replaced with Exhibit 1 to this Amendment.

4. Integration Provision. Except as expressly modified by this PSE Amendment, the PSE Agreement shall remain in full force and effect. As of the Amendment Date, the PSE Agreement, as further amended by this PSE Amendment constitutes the entire understanding of the parties as regards the subject matter hereof and cannot be modified except by written agreement of the parties.
5. All other terms and conditions in the original PSE Agreement between the parties are unchanged and remain in full effect.

IN WITNESS WHEREOF, the parties have set their respective hands and seals below.

**ACS**

By: Phillip D Hatton

**Phillip D. Hatton**  
 (Printed Name and Title of Signatory)  
**VP Operations**

Title: \_\_\_\_\_

Date: 11/5/12

**LICENSEE**

By: \_\_\_\_\_

**Steven L. Abrams, Chairman**  
 (Printed Name and Title of Signatory)

Title: Chairman, PBC BCC

Date: \_\_\_\_\_

APPROVED AS TO TERMS AND CONDITIONS  
 BY Steve Borden  
 ISS DIRECTOR

APPROVED AS TO FORM  
 AND LEGAL SUFFICIENCY  
Paul F. J.  
 COUNTY ATTORNEY

**EXHIBIT 1 (to TCP Amendment No. 8)**

Licensee: Palm Beach County, FL

Baseline Component System	Component Start Date	Component End Date	Annual Amount
<b>ACS Justice Information System :</b>			
ACS Civil	October 1, 2012	September 30, 2013	\$119,740.00
ACS Juvenile	October 1, 2012	September 30, 2013	\$23,948.00
ACS Extended Case Information	October 1, 2012	September 30, 2013	\$37,062.00
ACS Accounting	October 1, 2012	September 30, 2013	\$65,002.00
<b>Total ACS Justice Information System Fee</b>			<b>\$245,752.00</b>

ACS will invoice Licensee for the Payment Amounts for all Baseline Component Systems set forth above according to the following payment schedule:

Payment No.	Invoice Date	Payment Amount
Payment #1	Upon Amendment Execution	\$61,438.00
Payment #2	01/01/2013	\$61,438.00
Payment #3	04/01/2013	\$61,438.00
Payment #4	07/01/2013	\$61,438.00
<b>TOTAL</b>		<b>\$245,752.00</b>

### Attachment 3

The following table shows the trend of annual TCP payments since 2008.

Fiscal Year	Annual Payments	% Change Prior Year	Comments
2013	\$245,752	-29.5%	FY 2013 amount reflects full year cost savings from retirement of ACS Criminal and Traffic modules.
2012	\$348,388	-23.6%	FY 2012 contract reduced following implementation of new Showcase Criminal and Traffic modules.
2011	\$455,900	-33.4%	Renegotiated to allow for additional coverage for Criminal and Traffic modules. Latest contract modification will extend coverage from July 1 through September 30.
2011	\$404,588	-40.9.3%	Re-negotiated FY 2011 contract based on extension of coverage for Criminal and Traffic modules ( <i>due to changes in system implementation schedule</i> ).
2011	252,347	-63.1%	Negotiated contract reduction for FY 2011 based on Clerk's planned October 8, 2010 planned implementation date.
2010	684,228	+5.0%	Annual contract escalation fee.
2009	651,645	-30.8%	Successful renegotiation to reduce contract amount due to County's budget shortfall and diminished value of TCP coverage.
2008	\$942,172	+7.1%	This year represents the peak total for the annual TCP payments.