

## Staff Summary Report

---

**Council Meeting Date:** 02-07-2008

**Agenda Item Number:** \_\_\_\_\_

**SUBJECT:** Request approval to utilize a State of Arizona contract with Gartner, Inc. for Information Technology Research and Advisory Services.

**DOCUMENT NAME:** 20080207fst08      **PURCHASES (1004-01)**

**SUPPORTING DOCS:** Yes

**COMMENTS:** (AD990090-001-A19) Total amount not to exceed \$36,000.

**PREPARED BY:** Ted Stallings, CPPB, Procurement Officer, 480-350-8617

**REVIEWED BY:** Gene Obis, IT Manager, 480-350-8353  
Michael Greene, CPM, Central Services Administrator, 480-350-8516

**LEGAL REVIEW AS  
TO CONTRACT FORM**

**ONLY:** Jenae Naumann, Assistant City Attorney, 480-350-8402

**FISCAL NOTE:** Sufficient funds have been appropriated in 1981-6716.

**RECOMMENDATION:** Approve the utilization of the contract.

**ADDITIONAL INFO:** The State of Arizona issued a solicitation and awarded a contract for the purchase of Information Technology Research and Advisory Services with Gartner, Inc. which has cooperative language allowing other agencies to use the contract. This contract will provide the Information Technology Department with access to consultants, advisors and research teams, as well as customized research reports, webinars, and consultant advisory services. Staff recommends approval to utilize the State of Arizona contract for information technology research and advisory services.

## Gartner, Inc. Service Agreement for City of Tempe, AZ ("Client")

This Service Agreement ("SA") consists of Sections 1 and 2 below, as well as the terms and conditions between the State of Arizona, and Gartner, Inc. in accordance with Contract #AD990090-001-A19, dated December 31, 2007. This SA constitutes the complete legal agreement between Gartner, Inc. of 56 Top Gallant Road, Stamford, CT 06904 ("Gartner") and Client for the Services described herein, and shall be effective when signed by Client and Gartner. Client agrees to subscribe to the following Services for the term and fees set forth below.

### 1. DEFINITIONS AND ORDER SCHEDULE

*a. Services* are the research services purchased by Client, as indicated below and described in the Service Descriptions.

*b. Service Descriptions*, the terms of which are incorporated by reference, are attached to this SA and describe each Service purchased, specify the deliverables for each Service, and set forth any additional terms unique to a specific Service.

Service Names and Levels of Access are defined in the Service Descriptions. Gartner may periodically update the Service Names, the Level of Access names and the deliverables for each Service. If Client adds Services or upgrades the level of service or access, an additional Service Agreement will be required.

| <u>Service Name</u> | <u>Level of Access</u> | <u>Number of Users</u> | <u>Name of User to be Licensed</u> | <u>Contract Term Start Date</u> | <u>Contract Term End Date</u>    | <u>Annual Fee \$</u> | <u>Total Fee \$</u> |
|---------------------|------------------------|------------------------|------------------------------------|---------------------------------|----------------------------------|----------------------|---------------------|
| EXP Premier         | Advisor                | 1                      | Gene Obis                          | 02-01-08                        | 01-31-09                         | \$35,440             | \$35,440            |
|                     |                        |                        |                                    |                                 |                                  |                      |                     |
|                     |                        |                        |                                    |                                 |                                  |                      |                     |
|                     |                        |                        |                                    | Total Services:                 | (Excluding applicable sales tax) |                      | \$35,440            |

### 2. PAYMENT TERMS

Gartner will invoice Client in advance for all Services. If Client requires a Purchase Order number, please specify the Purchase Order number below and forward a copy of the Purchase Order with this SA. Any pre-printed terms on the Purchase Order that are in addition to or in contradiction of the terms of this SA shall be inapplicable. If this SA is for a term of more than one year and Client requires an annual Purchase Order, Client agrees that it shall issue the new Purchase Order 30 days prior to the anniversary of the term start date. Client agrees to pay any sales, use, value-added, or other tax or charge imposed or assessed by any governmental entity upon the sale, use or receipt of Services, with the exception of any taxes imposed on the net income of Gartner.

Purchase Order Number \_\_\_\_\_

### 3. CLIENT BILLING INFORMATION

City of Tempe

Name

PO Box 5002 - Tempe, AZ 85280

Address

### 4. AUTHORIZATION

Client:


Attest:

\_\_\_\_\_  
Signature/Date

\_\_\_\_\_  
Signature/Date

\_\_\_\_\_  
Print Name and Title

\_\_\_\_\_  
City Clerk

Gartner, Inc. 1-24-07  
  
\_\_\_\_\_  
Signature/Date

William F. Mohan, Jr.  
Sr. Director, Government Contract  
\_\_\_\_\_  
Print Name and Title

Approved as to Form:

\_\_\_\_\_  
City Attorney