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**TULSA COUNTY**

**PURCHASING  
DEPARTMENT**

BID#: 1191  
VENDOR#: 21838  
CC#: 8275 004 0000

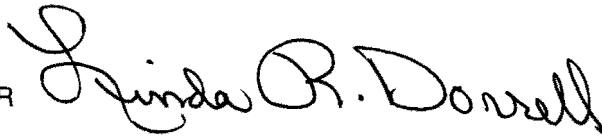
# MEMO

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DATE: APRIL 22, 2013

TO: BOARD OF COUNTY COMMISSIONERS

FROM: LINDA R. DORRELL  
PURCHASING DIRECTOR



SUBJECT: SOLE SOURCE DESIGNATION- ESI ACQUISITION, INC

THE TULSA COUNTY PURCHASING DEPARTMENT AND THE TULSA CITY-COUNTY HEALTH DEPARTMENT RESPECTFULLY REQUESTS THE BOARD OF COUNTY COMMISSIONERS APPROVE THE ATTACHED "REQUEST FOR WAIVER OF SOLICITING BIDS OR QUOTES" AND SOLE SOURCE DESIGNATION TO ESI ACQUISITION, INC.

ESI ACQUISITION, INC.  
823 BROAD STREET  
AUGUSTA, GEORGIA 30901  
ATTN: ATILA OMER

ESI ACQUISITION, INC. IS THE SOLE DEVELOPER AND MANUFACTURER OF WEBEOC SOFTWARE THAT IS REQUIRED FOR HOMELAND PREPARADNESS PROGRAM WITH THE HEALTH DEPARTMENT. WEBEOC SOFTWARE INCLUDES: WEBEOC PROFESSIONAL, WEBEOC MAPPER PROFESSIONAL, WEBEOC TEAM MANAGER, WEBEOC RESOURCE MANAGER, WEBEOC FOR HOSPITALS AND ESIWEBFUSION. AS THE WEBEOC SOFTWARE DEVELOPER, ESI IS THE ONLY ENTITY WITH ACCESS TO THE SOURCE CODE. AS SUCH, ONLY ESI CAN ISSUE CORRECTIONS OR UPDATES TO THE SOFTWARE. ANY ATTEMPT BY ANOTHER AGENCY TO CHANGE ESI'S SOURCE CODE WOULD BE A VIOLATION OF THE LICENSE AGREEMENT AND WOULD INVALIDATE THE MAINTENANCE CONTRACT.

THIS REQUEST IS RESPECTFULLY SUBMITTED FOR YOUR APPROVAL.

LRD/jmm  
ATTACHMENT

ORIGINAL: PAT KEY, COUNTY CLERK FOR THE APRIL 22, 2013 AGENDA

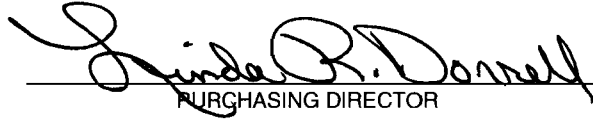
COPIES: COMMISSIONER JOHN M. SMALIGO  
COMMISSIONER KAREN KEITH  
COMMISSIONER FRED R. PERRY  
MARK LIOTTA, CHIEF DEPUTY  
BRUCE DART, DIRECTOR, TULSA CITY-COUNTY HEALTH DEPARTMENT

**REQUEST FOR WAIVER OF SOLICITING BIDS OR QUOTES**

DATE: APRIL 22, 2013

**TO THE BOARD OF COUNTY COMMISSIONERS**

It is recommended that soliciting bids/quotes be waived on the following request of TULSA CITY-COUNTY HEALTH DEPARTMENT for the reason(s) stated below:  
REQUESTING DEPARTMENT

  
PURCHASING DIRECTOR

LINDA R. DORRELL

- ↑ Emergency
- ↑ Sole manufacturer (*must* be documented).
- Sole supplier (*must* be documented).
- ↑ Other products of similar nature are incompatible with existing products.
- ↑ Purchase of similar products will adversely affect warranty, guarantee or service agreement on existing products.
- ↑ \_\_\_\_\_

**Description:**

ESI ACQUISITION, INC. IS THE SOLE DEVELOPER AND MANUFACTURER OF WEBEOC SOFTWARE THAT IS REQUIRED FOR HOMELAND PREPARADNESS PROGRAM WITH THE HEALTH DEPARTMENT. WEBEOC SOFTWARE INCLUDES: WEBEOC PROFESSIONAL, WEBEOC MAPPER PROFESSIONAL, WEBEOC TEAM MANAGER, WEBEOC RESOURCE MANAGER, WEBEOC FOR HOSPITALS, AND ESIWEBFUSION. AS THE WEBEOC SOFTWARE DEVELOPER, ESI IS THE ONLY ENTITY WITH ACCESS TO THE SOURCE CODE. AS SUCH, ONLY ESI CAN ISSUE CORRECTIONS OR UPDATES TO THE SOFTWARE. ANY ATTEMPT BY ANOTHER AGENCY TO CHANGE ESI'S SOURCE CODE WOULD BE A VIOLATION OF THE LICENSE AGREEMENT AND WOULD INVALIDATE THE MAINTENANCE CONTRACT.

ESI ACQUISITION, INC.  
823 BROAD STREET  
AUGUSTA, GEORGIA 30901  
ATTN: ATILA OMER/LINDA SMITH-JONES

(706) 262-2243 PHONE  
(706) 826-9911 FAX

- ↑ Waiver of bidding or quoting process is approved.
- ↑ Waiver of bidding or quoting is *not* justified.  
Standard bidding or quoting will be followed.

\_\_\_\_\_  
CHAIRMAN, BOARD OF COUNTY COMMISSIONERS

\_\_\_\_\_  
DATE



ESi Acquisition, Inc. • 823 Broad Street, Augusta, GA 30901 • Fax: 706-826-9911 • Phone: 706-823-0911 • www.esi911.com

April 11, 2013

Jeni Massey  
Purchasing Coordinator  
Tulsa County Purchasing Department  
500 S. Denver Avenue  
Room 322-A  
Tulsa, OK 74103-3832

**Subject: WebEOC® Software – Sole Manufacturer**

This letter affirms that ESi Acquisition, Inc., of 823 Broad Street, Augusta, GA 30901, is the sole developer and manufacturer of the WebEOC® and ESiWebFUSION™ product suite.

Certain WebEOC products can be *sold* through other venues (e.g. GSA), but products and services associated with installation, training, and implementation are delivered by ESi. Resellers within the United States are not certified to deliver services.

As the WebEOC software developer, ESi is the only entity with access to the source code. As such, only ESi can issue corrections or updates to the software. ESi delivers ongoing Software Support covered under four optional Software Support Plans (Bronze, Gold, Silver or Platinum). Any attempt by another agency to change ESi's source code would be a violation of the license agreement and would invalidate the maintenance contract.

If you have any questions, or require additional information, please contact me at (706) 823-0911.

Sincerely,

Atila Omer  
Senior Vice President