

FLOYD COUNTY RESOLUTION 1998-V  
A RESOLUTION DETERMINING THE APPLICATION OF AN EXCEPTION TO  
THE PROVISIONS OF IC 36-1-9, ET SEQ.

WHEREAS, the Board of Commissioners of the County of Floyd, Indiana, is desirous of enhancing and up-grading the computer hardware and software presently enjoyed by certain County judicial, law enforcement, and related offices and agencies; and

WHEREAS, the existing computer system presently utilized by such offices and agencies was purchased through a competitive bidding procedure; and

WHEREAS, the Board of Commissioners has deemed that the purchase of additional hardware or software that will supplement the existing mainframe (or mini-frame) computer system for certain judicial, law enforcement, and related offices and agencies is both necessary and appropriate; and

WHEREAS, the Board of Commissioners has received a proposal from Computer Systems, Inc. (CSI), 879 West Carmel Drive, Carmel, IN, for the up-grade and supplement of the existing computer software and hardware, together with maintenance, repair, and support agreements, which proposal has been endorsed by the Clerk of the County Courts, the Judges of the Floyd County, Circuit, and Superior Courts, and the Floyd County Sheriff as being in conformity with IC 36-1-9-1(i)(2); and

WHEREAS, the Board of Commissioners has been thus assured and has therefore determined, as permitted and required by the provisions of IC 36-1-9-1(i)(2), that the contemplated purchase of software and/or hardware is exempt from the requirements of IC 36-1-9, et seq., in that it may be only purchased from the developer or manufacturer of the software or hardware, and that such hardware and/or software is the only such that will satisfy the demonstrated needs of the stated offices and agencies of Floyd County, Indiana; and

WHEREAS, the Board of Commissioners of the County of Floyd is desirous of causing to be recorded in its minutes the matters heretofore set forth herein.

NOW THEREFORE:

BE IT RESOLVED, that the recitals heretofore set forth herein are expressly incorporated herein and made a part hereof, and that the purchase of computer hardware and software, to include repair and maintenance services, is expressly determined to be excluded from the provisions of IC 36-1-9,



et seq., by virtue of the provisions of subsections (1)(i)(A)and(B).

BE IT FURTHER RESOLVED, that the purchase of "peripheral hardware" as defined by IC 36-1-9-1(j), and as included within such proposal of CSI, totals \$38,415.00, of which \$21,375.00 is allocated for the purchase of personal computers or 'work stations', and \$17,040.00 for 'printers', the division of which total purchase is properly allocated, pursuant to IC 36-1-9-4, and is, therefore, exempt from the provisions of IC 36-1-9, et seq. by virtue thereof.

SO RESOLVED, this 9<sup>th</sup> day of April, 1998.

BOARD OF COMMISSIONERS  
OF THE COUNTY OF FLOYD

Henry R. Denson  
MEMBER

Michael T. Schindler  
MEMBER

Janet Milh  
MEMBER

ATTEST:

Barbara Sullivan  
FLOYD COUNTY AUDITOR