

File No. 150636 Committee Item No. 13
Board Item No. _____

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Committee: Government Audit and Oversight Date July 9, 2015

Board of Supervisors Meeting

Date _____

Cmte Board

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| <input type="checkbox"/> | <input type="checkbox"/> | Motion |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | Resolution |
| <input type="checkbox"/> | <input type="checkbox"/> | Ordinance |
| <input type="checkbox"/> | <input type="checkbox"/> | Legislative Digest |
| <input type="checkbox"/> | <input type="checkbox"/> | Budget and Legislative Analyst Report |
| <input type="checkbox"/> | <input type="checkbox"/> | Youth Commission Report |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | Introduction Form |
| <input type="checkbox"/> | <input type="checkbox"/> | Department/Agency Cover Letter and/or Report |
| <input type="checkbox"/> | <input type="checkbox"/> | MOU |
| <input type="checkbox"/> | <input type="checkbox"/> | Grant Information Form |
| <input type="checkbox"/> | <input type="checkbox"/> | Grant Budget |
| <input type="checkbox"/> | <input type="checkbox"/> | Subcontract Budget |
| <input type="checkbox"/> | <input type="checkbox"/> | Contract/Agreement |
| <input type="checkbox"/> | <input type="checkbox"/> | Form 126 – Ethics Commission |
| <input type="checkbox"/> | <input type="checkbox"/> | Award Letter |
| <input type="checkbox"/> | <input type="checkbox"/> | Application |
| <input type="checkbox"/> | <input type="checkbox"/> | Public Correspondence |

OTHER (Use back side if additional space is needed)

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Completed by: Erica Major Date July 2, 2015
Completed by: _____ Date _____

[Settlement of Unlitigated Claim - Northpointe, Inc. - City to Receive \$1,232,101 in Services]

Resolution approving settlement of the unlitigated claim in favor of the City and County of San Francisco against Northpointe, Inc., for delivery of approximately \$1,232,101 in deliverables under the parties' existing Software License and Services Agreement, and an amendment and extension of that agreement.

WHEREAS, In March 2011, the City and software developer Northpointe, Inc., ("Northpointe") entered into a Software License and Services Agreement ("Prime Contract Agreement"), under which Northpointe agreed to develop and deliver a Case Management System ("CMS") to the City for use by the Adult Probation Department ("APD"); and

WHEREAS, Between March 2011 and June 2015, Northpointe attempted, but failed to deliver a CMS to the City; and

WHEREAS, Northpointe has agreed to the settlement of this matter, on the following terms:

- (a) The parties will amend the Prime Contract Agreement to delete the CMS, including all related terms and work, in its entirety, from the Prime Contract Agreement;
- (b) The parties will amend the Prime Contract Agreement to add delivery by Northpointe to the City of Alternative Deliverables, valued at \$1,232,101, and to extend the term by five years from the effective date of the Amendment;
- (c) Northpointe and its CMS Subcontractor will provide an express written waiver and release of all claims against the City; and
- (d) Northpointe and its CMS Subcontractor will provide written authorization for the City to copy, use, grant access to, and/or share with any future City CMS vendor

1 any and all CMS screenshots, requirements, and/or requirements-related
2 documents developed to date; and

3 WHEREAS, Northpointe and the City agree that each should bear its own costs and
4 fees; and

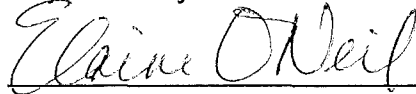
5 WHEREAS, APD recommends the settlement; now, therefore, be it

6 RESOLVED, That pursuant to Administrative Code, Section 10.24, the Board of
7 Supervisors hereby authorizes the City Attorney to settle and compromise the claim by the
8 City against Northpointe, Inc., as described herein.

1 APPROVED:

2 DENNIS J. HERRERA

3 City Attorney

4 

5 ELAINE O'NEIL

6 Deputy City Attorney

7 Construction and Public Contracting Team
8 Leader

RECOMMENDED:

SAN FRANCISCO ADULT PROBATION
DEPARTMENT



KAREN L. FLETCHER

Chief Adult Probation Officer

CITY AND COUNTY OF SAN FRANCISCO

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LEGISLATION RECEIVED CHECKLIST

Date

6/11/12

File Number (if applicable)

150636

- ☒ Legislation for Introduction (**NEW**) ▶▶▶ Legislative Clerk
☐ Legislation Pending in Committee (**AMENDED**) ▶▶▶ Committee Clerk
☐ Legislation for Board Agenda (**AMENDED**) ▶▶▶ Deputy Clerk

Supervisor, Mayor, and Departmental Submittals

Grant Ordinance

- ☐ **Legislation:** Original, 1 hard copy, and 1 electronic copy in **Word** format
☐ **Signature:** Department Head, Mayor or the Mayor's designee, plus the Controller
☐ **Supporting documents:** 1 full set, and separate **pdf** copies of each in email
☐ Cover letter (original)
☐ Grant budget/application
☐ Grant information form, including signed disability checklist
☐ Letter of Intent or grant award letter from funding agency
☐ Contract, Leases/Agreements (if applicable)
☐ Ethics Form 126 (if applicable) in **Word** format
☐ Other support documents as identified in the cover letter and legislation
☐ **E-Copy of legislation/supporting documents:** Sent to BOS.Legislation@sfgov.org

Ordinance

- ☐ **Legislation:** Original, 1 hard copy, and 1 electronic copy in **Word** format
☐ **Signature:** City Attorney (For Settlement of Lawsuits - City Attorney, Department Head, Controller, Commission Secretary)
☐ **Supporting documents:** 1 full set, and separate **pdf** copies of each in email
☐ Cover letter (original)
☐ Settlement Report/Agreement (for settlements)
☐ Other support documents as identified in the cover letter and legislation
☐ **E-Copy of legislation/supporting documents:** Sent to BOS.Legislation@sfgov.org

Grant Resolution

- ☐ **Legislation:** Original, 1 hard copy, and 1 electronic copy in **Word** format
☐ **Signature:** Department Head, Mayor or the Mayor's designee, plus the Controller
☐ **Supporting documents:** 1 full set, and separate **pdf** copies of each in email
☐ Cover letter (original)
☐ Grant budget/application
☐ Grant information form, including signed disability checklist
☐ Letter of Intent or grant award letter from funding agency
☐ Contract, Leases/Agreements (if applicable)
☐ Ethics Form 126 (if applicable) in **Word** format
☐ Other support documents as identified in the cover letter and legislation
☐ **E-Copy of legislation/supporting documents:** Sent to BOS.Legislation@sfgov.org

Resolution

- ☒ **Legislation:** Original, 1 hard copy, and 1 electronic copy in **Word** format
☒ **Signature:** None (Note: Required for Settlement of Claims - City Attorney, Department Head, Controller, Commission Secretary)
☒ **Supporting documents:** 1 full set, and separate **pdf** copies of each in email
☒ Cover letter (original)
☒ Settlement Report/Agreement (for settlements)
☐ Other support documents as identified in the cover letter and legislation
☒ **E-Copy of legislation/supporting documents:** Sent to BOS.Legislation@sfgov.org

Joy Lee 554-3869
Name and Telephone Number

City Attorney
Department