DeWight Dopslauf, C.P.M., CPPO
Harris County Purchasing Agent

September 03, 2021

Commissioners Court
Harris County, Texas

RE: Sole Source Exemption – Local Government Code § 262.024 (a)(7)

Members of Commissioners Court:

Please approve the attached Order permitting the assignment of a contract and third of four (4) renewal options for the following:

Description: Perpetual licenses and support for various WebFOCUS software products manufactured by TIBCO Software, Inc. for Harris County Universal Services - Technology

Vendor: Information Builders, Inc. (assignor)
TIBCO Software Inc. (assignee)

Term: through August 30, 2022

Renewal Amount: $63,245

Effective: December 28, 2020

Reviewed by: __X__ Harris County Purchasing __X__ Universal Services - Technology

Sincerely,

DeWight Dopslauf for
Purchasing Agent

MO
Attachment(s)
cc: Vendor(s)

FOR INCLUSION ON COMMISSIONERS COURT AGENDA SEPTEMBER 14, 2021

1001 Preston, Suite 670, Houston, TX 77002 Tel 713-755-5036 Fax 713-755-6695

ORDER OF COMMISSIONERS COURT
Authorizing assignment of an agreement

The Commissioners Court of Harris County, Texas, convened at a meeting of the Court at the Harris County Administration Building in the City of Houston, Texas, on the ____ day of _____, 2021 with all members present except _____.

A quorum was present. Among other business, the following was transacted:

ORDER AUTHORIZING ASSIGNMENT OF THE AGREEMENT BETWEEN HARRIS COUNTY AND INFORMATION BUILDERS, INC. TO TIBCO SOFTWARE, INC.

Commissioner _____ introduced an order and moved that Commissioners Court adopt the order. Commissioner _____ seconded the motion for adoption of the order. The motion, carrying with it the adoption of the order, prevailed by the following vote:

	Yes	No	Abstain
Judge Hidalgo	☐	☐	☐
Comm. Ellis	☐	☐	☐
Comm. Garcia	☐	☐	☐
Comm. Ramsey, P.E.	☐	☐	☐
Comm. Cagle	☐	☐	☐

The County Judge thereupon announced that the motion had duly and lawfully carried and that the order had been duly and lawfully adopted. The order adopted follows:

On or about August 13, 2019, the County renewed licenses for a sole source agreement with Information Builders, Inc. for various software products, which have renewable non-exclusive licenses pursuant to the Master Software License Agreement dated February 19, 1997 effective February 25, 1997 (the "Agreement"). On December 28, 2020, Information Builders, Inc. finalized a merger with TIBCO Software, Inc., per the attached documents. Information Builders, Inc. now desires authorization to assign its Agreement with the County to TIBCO Software, Inc.

IT IS ORDERED that Harris County Commissioners Court authorizes the assignment of the rights, duties and privileges under the Agreement to TIBCO Software, Inc. Payments due under the Agreement will be sent to the following address: TIBCO Software, Inc., 3307 Hillview Avenue, Palo Alto, CA 94304.

All Harris County officials and employees are authorized to do any and all things necessary or convenient to accomplish the purpose of this Order.

EVP's CERTIFICATE

OF

TIBCO SOFTWARE INC.

PRESIDENT'S CERTIFICATE

OF

INFORMATION BUILDERS, INC.

I, William R. Hughes, certify that I am the Executive Vice Present, Chief Administrative Officer and General Counsel of TIBCO Software Inc., a Delaware corporation ("TIBCO"), and that I am the President and a Director of Information Builders, Inc. ("ibi") and that, as such, I am authorized to execute this Certificate on behalf of each of TIBCO and ibi, and DO HEREBY FURTHER CERTIFY that:

1. TIBCO, Illimani Merger Sub, Inc., a New York corporation and a wholly-owned subsidiary of TIBCO ("Merger Sub"), and ibi, among others, entered into an Agreement and Plan of Merger, dated as of October 20, 2020, pursuant to which Merger Sub merged (the "Merger") with and into ibi, with ibi being the surviving corporation.

2. The Merger closed on December 28, 2020.

3. A true and correct copy of the Certificate of Merger merging Merger Sub and ibi, as filed with the Secretary of State of the Department of State in the State of New York, is attached hereto as Exhibit A.

4. As a result of the Merger, TIBCO became and remains the 100%, direct owner of all of the outstanding capital stock of ibi.

IN WITNESS WHEREOF, the undersigned has executed (i) this EVP's Certificate of TIBCO Software Inc. in his capacity as Executive Vice President, Chief Administrative Officer and General Counsel of TIBCO and (ii) this President's Certificate of Information Builders, Inc. in his capacity as President of ibi, in each case as of the date below.

William R. Hughes

EVP, Chief Administrative Officer and General Counsel of TIBCO Software Inc.
President of Information Builders, Inc.

January 21, 2020

businesswire
A BERKSHIRE HATHAWAY COMPANY

TIBCO

TIBCO Completes Acquisition of Information Builders

Strategic Alignment Will Speed Customers' Time to Data-Driven Insights

January 05, 2021 08:00 AM Eastern Standard Time

PALO ALTO, Calif.--(BUSINESS WIRE)--TIBCO Software Inc., a global leader in enterprise data, empowers its customers to connect, unify, and confidently predict business outcomes, solving the world's most complex data-driven challenges. Today, TIBCO announced it has successfully closed the acquisition of Information Builders, Inc. (ibi) following its announcement in October to acquire the business. The acquisition marks the addition of ibi's data management and analytics capabilities to the advanced TIBCO Connected Intelligence platform.

The formal integration of ibi into TIBCO began in early January, following the end of ibi's financial year end on December 31, 2020.

"We're excited to recognize the exceptional technology and great reputation built by ibi, and we look forward to providing our existing and future customers with an even broader range of innovative, data-driven solutions to support faster, smarter digital transformations," said Dan Streetman, chief executive officer, TIBCO.

With the acquisition closure, TIBCO will focus on business alignment and resource mapping for the ongoing health and support of its expanded customer base and worldwide partner network. TIBCO's range of advanced products, including the award-winning TIBCO Spotfire® and TIBCO Cloud™ Integration offerings, will provide ibi customers and partners with an array of additional modern solutions to solve their critical business challenges. ibi's offerings will further enhance TIBCO's portfolio, delivering even more value to new and existing clients across the numerous industries where TIBCO and ibi share deep expertise.

"This represents a significant opportunity for TIBCO and ibi as customers strive to become data-first enterprises. There is tremendous potential for any platform that can integrate and manage data to create intelligent workflows for employees, partners, and customers," said Howard Dresner, chief research officer, Dresner Advisory Services.

ibi's leading data quality, preparation, and integration products are a valuable addition to the TIBCO Any Data Hub and TIBCO Responsive Application Mesh strategies announced at TIBCO NOW® 2020 in September. Further, the addition of ibi's analytics solution, WebFOCUS®, will both strengthen and enrich the power of the TIBCO Hyperconverged Analytics offerings.

To learn more, visit www.tibco.com.

About TIBCO

TIBCO Software Inc. unlocks the potential of real-time data for making faster, smarter decisions. Our Connected Intelligence platform seamlessly connects any application or data source; intelligently unifies data for greater access, trust, and control; and confidently predicts outcomes in real time and at scale. Learn how solutions to our customers' most critical business challenges are made possible by TIBCO at www.tibco.com.

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