

AMENDMENT

This amendment ("Amendment") is made this _____ day of November, 2016 ("Amendment Effective Date") by and between Tyler Technologies, Inc., a Delaware corporation with offices at 5101 Tennyson Parkway, Plano, TX 75024 ("Tyler") and the City of Delray Beach, FL, with offices at 100 NW P' Avenue, Delray Beach, FL 33444 (the "Client").

WHEREAS, Tyler and the Client are parties to an Agreement for RFP No. 2016-069L: Enterprise Resource Planning Solution (the "Agreement");

WHEREAS, Tyler and Client now desire to update the Agreement;

NOW THEREFORE, in consideration of the mutual promises hereinafter contained, Tyler and the Client agree as follows: 1 .


At no additional cost to Client beyond the amounts set forth in the Agreement, Tyler will secure a performance bond ("Bond") with in ten (10) business days of the Amendment Effective Date, in the amount of one-time project costs, less travel expenses (\$1,660,780). The Bond is for an initial term of twenty-four (24) months. In the event that the project is not completed within twenty-four (24) months, then the bond may be renewed for an additional term, and at a face amount, mutually agreed to by the parties based on the project status. If the project extends beyond twenty-four (24) months because of circumstances within Tyler's control, Tyler will bear the costs of the renewal bond; however, if the Client determines, in its reasonable discretion, that the project extension is a result of Client's conduct only, Client will bear the costs of the renewal bond .

- 2. This Amendment shall be governed by and construed in accordance with the terms and conditions of the Agreement.
- 3. All other terms and conditions of the Agreement shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have executed this Amendment as of the dates set forth below.

Tyler Technologies, Inc.

City of Delray Beach, FL

By: 

By: 

Name: Abby Diaz

Name: Cary D. Glickstein

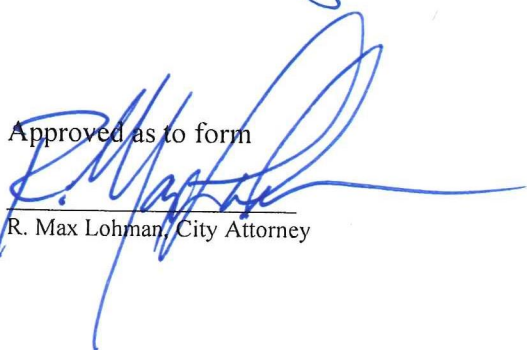
Title: VP & Associate General Counsel

Title: Mayor

Date: 10/11/2016

Date: _____


City Clerk

Approved as to form

R. Max Lohman, City Attorney