

CITY OF CAPE CORAL

REQUEST FOR SOLE SOURCE OR SINGLE SOURCE PURCHASE

Requesting Department: ITS

Vendor Name: Leapwork LLC

Address: 1390 Market Street, Suite 200, San Francisco, CA94102

Phone: (603) - 380 - 1457

E-Mail: jza@leapwork.com

Price: \$28,620.00

Description of item to be procured:

- 1.) Uniqueness of vendor's item/service. How is this vendor the only vendor uniquely qualified to provide the product or service:** Leapwork is the sole source provider for their software subscription. See attached Sole Source letter.
- 2.) Market Research. Describe other, similar sources or products available in the market, if any, and why they are not acceptable:** Leapwork is currently used by Tyler Technologies - the software developer for EnerGov and Tyler Munis applications. The City of Cape Coral is currently using the Leapwork to perform our own automated regression testing.
- 3.) Proposed Actions. Describe the actions the department will take to overcome the present barriers to competition for any future acquisition of this product or service:** None

Department Director's Signature: 
Michelle Hoffmann

Date: 08/15/2024

Approval: Procurement Manager

(not to exceed \$50,000.00) Date: Wanda Roop 8/19/24

Approval: City Manager

(not to exceed \$100,000.00) Date: _____

Council authorization required if exceeding \$100,000.00



3. Order Summary:

As of the Start Date, the Customer is purchasing a license to the Software as well as any Professional Services detailed in the below table:

Product Name	Qty.	ISP	Unit Price (USD)	Annual Subscription Fee (USD)
SME Platform and Base Application 1 Leapwork SME Package includes : Platform Fee and First Base Application. Testing Capacity should not exceed 15,000 minutes per month on the basis of using a single standard testing agent.	1.00	Sep 15, 2024 - Sep 14, 2025	20,541.37	20,541.37
SME Standard Volume (Parallel Test Capacity) Leapwork Additional Parallel Test Capacity for Base Application , SME Edition. Parallel Testing Capacity should not exceed 15,000 minutes per month on the basis of using a single standard testing agent.	1.00	Sep 15, 2024 - Sep 14, 2025	2,660.63	2,660.63
SME QA User Leapwork Developer User License , SME Edition	2.00	Sep 15, 2024 - Sep 14, 2025	2,709.00	5,418.00
Silver Support Leapwork Silver Support	1.00	Sep 15, 2024 - Sep 14, 2025	0.00	0.00

The below table outlines the invoicing Schedule for the annual Subscription Fees payable for the Initial Subscription Period under this Order Form, including the Professional Services, if applicable. Amounts stated on this Order Form exclude any applicable taxes such as sales tax, value added tax, withholding taxes, or any similar taxes. Leapwork shall invoice Customer, for the amounts listed above (excluding taxes).

Invoice Schedule	Payment
Invoice 1	Sep 15, 2024
TOTAL (Excluding Taxes)	USD 28,620.00

4. Order Form Terms and Conditions:

1. This Order Form is entered into under the terms of the Leapwork End User License Agreement available at <https://www.leapwork.com/legal/terms-eula> and in effect at the time of execution of this Order Form (hereafter the "Agreement").
2. In case of contradiction between the terms of the Order Form and any other terms of the Agreement, the following order of precedence applies:
 1. this Order Form;
 2. the Agreement;
 3. the applicable Leapwork Support Services package; and

The present document constitutes Confidential Information of Leapwork, or if executed, of the parties executing it.



Order Form

Leapwork Company Details:

Company Name: Leapwork LLC
Company Address: 1390 Market Street, Suite 200, San Francisco, CA 94102, United States
Registration Number: 37-1853506
VAT Number: NA

1. Order Details:

Quote Number: Q-04337
Issue Date: Jun 20, 2024
PO Required (Y/N): Yes
Offer Valid Until: Aug 22, 2024
Start Date: Sep 15, 2024
End Date: Sep 14, 2025
Initial Subscription Period: 12
Permitted Usage: Test Automation
Permitted Product Usage: Tyler EPL
Permitted Product Integration:

Payment Terms: Net 30
Billing Frequency: Annual
Currency: USD
Auto-Renewal (Y/N): No
VAT/Tax ID Number/E.I.N./B.N.: 59-1312996
Sales Contact Name: Raffi Kajajian
Sales Contact Number: +1 7814932500
EAN:
Microsoft Customer Reference Number:

2. Customer Details:

BILL TO

Company Name: City of Cape Coral
Address:
1015 Cultural Park Boulevard
Cape Coral, Florida 33993
United States
Company Registration Number: 59-1312996
Contact Name: Connie Barron
Number: 2395740448
Email: cbarron@capecoral.gov

SHIP TO

Company Name: City of Cape Coral
Address:
1015 Cultural Park Boulevard
Cape Coral, Florida 33993
United States
Company Registration Number: 59-1312996
Contact Name: Connie Barron
Number: 2395740448
Email: cbarron@capecoral.gov



- 4. any exhibits or attachments attached to this Order Form.
- 3. Unless otherwise defined in this Order Form, capitalized terms used and not defined in this Order Form have the respective meanings assigned to them in the Agreement.
- 4. Leapwork shall invoice Customer upon execution of this Order Form and as outlined in the invoicing table in Section 3 above. The applicable payment terms are set out in Section 1.
- 5. If applicable, Leapwork shall provide the Professional Services and Training Services delineated in the product schedule attached hereto as Section 3, within the commencement and conclusion dates therein stipulated for each respective service offering, in accordance with the terms of the Agreement. Professional Services and Training Services not utilized within the specified period will be forfeited without refund or credit.

5. Order Form Acceptance:

By signing this Order Form, the Customer and Leapwork accept this Order Form and the Agreement and agree to be legally bound by its terms. If you are signing on behalf of a company, governmental institution, or any other legal entity, you confirm that you have authority to do so.

Accepted and agreed by:

For Leapwork LLC:

Signature
 Name Stefano Philand-Maini
 Title Senior Deal Desk Manager
 Date

For City of Cape Coral:

Signature
 Name Connie Barron
 Title Assistant City Manager
 Date

APPROVED AS TO FORM:
 By: [Signature]
 City Attorney's Office
 Date: 8/11/2017