

**THIRTEENTH AMENDMENT TO THE
MASTER AGREEMENT**

between

COUNTY OF SANTA BARBARA

and

DFM ASSOCIATES (DFM), a California corporation

For FY 2023-24

THIS IS THE THIRTEENTH AMENDMENT (hereafter Amendment) to the Master Agreement, made by and between the **County of Santa Barbara**, a political subdivision of the State of California (hereafter COUNTY) and **DFM Associates, a California corporation** (hereafter CONTRACTOR), having its principal place of business at 10 Chrysler, Irvine, CA 92618, for EIMS approved by the COUNTY Board of Supervisors on June 24, 2008 and subsequently amended (hereafter Agreement).

WHEREAS, the parties desire to amend the Agreement to extend the term for an additional year through June 30, 2024; and

WHEREAS, the parties desire to terminate the ICR Data Entry Process Addendum.

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, COUNTY and CONTRACTOR agree as follows:

AMENDMENTS:

A) THE AGREEMENT IS AMENDED AS FOLLOWS:

Article 9. TERM is replaced with the following:

ARTICLE 9. TERM. The term of the Agreement shall continue until the last day of June 2024, unless terminated prior to the expiration date as provided in Article 10 hereof. Each party hereto, as an accommodation to the other (and without any liability to the other as a result of the failure to do so) agrees to advise the other party not later than 60 days prior to the expiration date of its intentions concerning the renegotiations of the subject matter covered by this Agreement.

B) THE ADDENDUMS ARE AMENDED AS HEREIN ATTACHED, FOR COUNTY FISCAL YEAR 2023-24. The total amount paid by County pursuant to this Agreement shall not exceed a maximum amount of \$200,000 for the term of July 1, 2023 through June 30, 2024.

C) The ICR DATA ENTRY PROCESS ADDENDUM IS TERMINATED AND INTENTIONALLY EXCLUDED.

ALL OTHER TERMS REMAIN IN FULL FORCE AND EFFECT.

Thirteenth Amendment to Agreement between the County of Santa Barbara and DFM Associates, a California corporation.

IN WITNESS WHEREOF, the parties have executed this Thirteenth Amendment to the Agreement to be effective as of July 1, 2023.

COUNTY OF SANTA BARBARA

CONTRACTOR

COUNTY BOARD OF SUPERVISORS

DFM Associates, a California corporation

By: _____
Das Williams, Chair
Board of Supervisors

By: Thomas Diebolt
Thomas G. Diebolt, President

Date: _____

Date: 5/18/2023 | 2:59 PM PDT

ATTEST:

MONA MIYASATO, COUNTY EXECUTIVE OFFICER
CLERK OF THE BOARD

By: _____
Deputy Clerk

APPROVED AS TO FORM:

RACHEL VAN MULLEM
COUNTY COUNSEL

APPROVED AS TO ACCOUNTING FORM:

BETSY M. SCHAFFER, CPA
AUDITOR-CONTROLLER

By: Anne Rierson
Deputy County Counsel

By: Robert W. Geis
Deputy

APPROVED AS TO FORM:

RISK MANAGEMENT

RECOMMENDED FOR APPROVAL:

JOSEPH E. HOLLAND
CLERK-RECORDER-ASSESSOR

By: Greg Milligan
Risk Management

By: Joseph E. Holland
Clerk, Recorder, and Assessor

EIMS™ for Windows SOFTWARE ADDENDUM
WHEN SIGNED ON BEHALF OF THE COUNTY AND DFM
THIS ADDENDUM SHALL BECOME A PART OF THAT
CERTAIN MASTER AGREEMENT, DATED AS OF JUNE 24, 2008
("MASTER AGREEMENT")

EIMS™ is an acronym for Election Information Management System and means the computer software designed by DFM for use in the various processes used to register and manage voters, election officials and polling places as well as the election process itself. EIMS™ includes the EIMS™ Software, the EIMS™ Subsystems, any EIMS™ Enhancement and any EIMS™ Software Releases. EIMS™ is proprietary to DFM and reference is made to Article 6 of the Agreement.

- 10 Core Function: The core function of the EIMS™ is to gather and maintain data for use in the process of registering voters and the processing of elections. The ability of the EIMS™ to perform the core functions is dependent upon, among other things, all of the following: (1) accuracy and completeness of the County's Data; and (2) continual verification by the County of the accuracy and completeness of the County's Data.
- 20 Description of EIMS™: EIMS™ is more particularly described on Exhibit A attached hereto and incorporated herein by this reference.
- 30 Monthly Fee: \$14,891.00.
- 40 Lease Term: Effective July 1, 2023 for Fiscal Year ending June 30, 2024 (subject to adjustment as provided in section 3.4 of the Master Agreement).
- 70 Incorporation of Master Agreement: The provisions of the Master Agreement, including, without limitation, Article 3, are incorporated herein by this reference as if set forth in full.

COUNTY OF SANTA BARBARA

CONTRACTOR

COUNTY BOARD OF SUPERVISORS

DFM Associates, a California corporation

By: _____
Das Williams, Chair
Board of Supervisors

By: Thomas Diebolt
Thomas G. Diebolt, President

Date: _____

Date: 5/18/2023 | 2:59 PM PDT

ATTEST:
MONA MIYASATO, COUNTY EXECUTIVE OFFICER
CLERK OF THE BOARD

By: _____
Deputy Clerk

EXHIBIT A

EIMS® for Windows includes the following functional Modules:

Create and maintain precincts, districts and the relationship between those entities.

Create and maintain street segments and their relationship to precincts.

Create and maintain office types, office definitions, and incumbent data.

Create and maintain voter registration records. Allows for maintaining active, canceled and inactive voter records. Provides duplicate checking, customer tape generation, and other reporting features.

Maintains records of affidavits provided to third parties and tracks those subsequently returned.

Maintain records of polling places, election officers and election night workers. Maintain history.

Manage Election definitions including contests, candidates and measures. Provides Ballot typing, consolidation, election officer and polling place management for the election. Produce election related mailings and reports. Manage Absentee/Mailed ballot voters.

Manage petition information, define new petitions, select random sample, provides system directed signature checking.

Manage county specific information and options.