

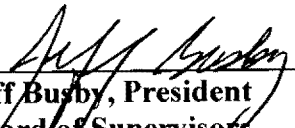
**ORDER: ACCEPT AGREEMENT WITH THREE RIVERS TO THE  
COMPUTER BACK-UP, RETENTION, AND DISASTER RECOVERY  
SERVICES FOR FIVE YEARS**

Motion was made by Mike Roberts, duly seconded by Chad McLarty, to accept the agreement with Three Rivers to the computer back-up, retention, and disaster recovery services for five years.

The vote on the motion was as follows:

Supervisor Kevin Frye. voted yes  
Supervisor Jeff Busby. voted yes  
Supervisor David Rikard. voted yes  
Supervisor Chad McLarty. voted yes  
Supervisor Mike Roberts. voted yes

After the vote, President Busby, declared the motion carried, this the 20<sup>th</sup> day of March, 2017.

  
\_\_\_\_\_  
Jeff Busby, President  
Board of Supervisors

  
\_\_\_\_\_  
Sherry Wall, Chancery Clerk

## AGREEMENT

This Agreement made and entered into this date by and between Three Rivers Planning & Development District, a Mississippi Non-Profit Corporation (Three Rivers), and

V. Fayette County, a political subdivision of the State of Mississippi (Government).

WHEREAS, Three Rivers is developing a computer back-up, retention and disaster recovery system to serve the primary needs of its member and/or other participating City/County governments; and

WHEREAS, Government is in need of computer back-up, retention and recovery services for its entire network of computer servers (other than those that are a part of the AS400 System); and

WHEREAS, Three Rivers and Government have now reached an agreement concerning said services and desire to reduce said agreement to writing.

NOW THEREFORE, FOR AND IN CONSIDERATION of One Dollar (\$1.00), and other good and valuable considerations, including the mutual promises contained herein, the parties do now covenant and agree as follows:

(1)

That Three Rivers shall provide Government the following computer back-up, retention, and disaster recovery services for a period of five (5) years beginning June 1, 2017 and ending May 31, 2022. Following the initial term, this Agreement shall renew on an annual basis beginning June 1, 2022, and every year thereafter, unless cancelled or amended by either party by ninety (90) days advance written notice before the end of the initial term or any renewal year. Unless a new Board of Supervisors for the Government with beginning (January 1, 2020)

provides written notice by January 30, 2020 that this Agreement is not renewed, then it shall be extended until the end of its primary term (5/31/2022).

(2)

That the services shall include the development, implementation, and installation of a computer back-up, retention, and disaster recovery system. The system shall support the back-up and disaster recovery needs of every computer server that is a part of the Government's network (other than those that are a part of the AS400 system). There will be a local backup on site and another replicated off site.

Additionally, Three Rivers shall provide Government with advanced threat protection software to supplement currently existing computer anti-virus software, aiding prevention from intentional computer attacks such as ransomware.

(3)

The monthly fee for the services provided herein is (\$250<sup>00</sup>) Two Hundred Fifty Dollars per month, which may be billed by Three Rivers to the Government either monthly, or annually. That Government shall advise Three Rivers of its preferred billing method and time and the bill shall be paid thirty (30) days from the billing date.

(4)

That this Agreement shall be governed by the laws of the State of Mississippi.

(5)

That this Agreement is the sum total Agreement between the parties and any and all prior understandings (oral or written) are merged into this Agreement. That this Agreement shall not be altered without the express written consent of both parties, hereto.

(6)

That this Agreement shall not be transferred nor assigned without the express written consent of both parties. That this Agreement shall be binding on the parties or their assigns.

This Agreement entered into, in duplicate originals, this the 26<sup>th</sup> day of April, 2017.

GOVERNMENT

By: \_\_\_\_\_

(Attest) \_\_\_\_\_

[Signature]  
[Signature] (Clerk)



THREE RIVERS PLANNING & DEVELOPMENT DISTRICT

[Signature]  
Vernon R. Kelley, III, Executive Director