



COMMISSIONERS COURT COMMUNICATION

REFERENCE NUMBER _____

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DATE: 10/03/2023

**SUBJECT: APPROVAL OF AN INFORMATION ESCROW AGREEMENT
BETWEEN TARRANT COUNTY AND RESOLVE TECH
SOLUTIONS, COMMONWEALTH INFORMATICS AND
CODEKEEPER BV**

***** CONSENT AGENDA *****

COMMISSIONERS COURT ACTION REQUESTED

It is requested that the Commissioners Court approve an Information Escrow Agreement between Tarrant County and Resolve Tech Solutions, Commonwealth Informatics and Codekeeper BV.

BACKGROUND

On March 7, 2023, the Commissioners Court, through Court Order #140430, approved RFP No. 2022-215, Annual Contract for EpiTrax Cloud Hosting, Support, and Professional Services, for Public Health, to Resolve Tech Solutions LLC. The agreement required that the awardee must provision for software escrow.

Commonwealth Informatics will provide the EpiTrax source code to Codekeeper BV which will act as an independent third party to store the code. If any of the contract-defined release terms occur, Codekeeper BV will release the source code to Tarrant County. Receipt of the source code will protect the county's interests by allowing the Tarrant County Information Technology Department (TCITD) to continue to support the EpiTrax software if Commonwealth Informatics is unable to do so.

Commonwealth Informatics relies on Resolve Tech's cloud hosting infrastructure to support and improve its open-source disease surveillance software, EpiTrax. In collaboration, Resolve Tech and Commonwealth provide the EpiTrax application to Tarrant County Public Health.

EpiTrax is a Linux-based software system used for disease surveillance, disease detection and outbreak management. The contract will provide for web-based hosting of the software, as well as assistance in system configuration for electronic messaging to allow the receipt of electronic disease reports and the submission of completed case investigations to the State.

The escrow agreement lists the facilitator (Resolve Tech Solutions), depositor (Commonwealth Informatics), and escrow agent (Codekeeper BV), with Tarrant County as the beneficiary.

This Agreement shall commence on the date that all parties have signed this Agreement and shall be entered into for an indefinite time until terminated pursuant to the terms of Article 10.

The escrow agreement is attached for approval and signature. The Criminal District Attorney's Office has reviewed this contract as to form.

SUBMITTED BY:	Information Technology	PREPARED BY: APPROVED BY:	Jason Kucera – IT Contract Specialist Christopher Nchopa-Ayafor - CIO
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FISCAL IMPACT

There is no fiscal impact associated with this item.