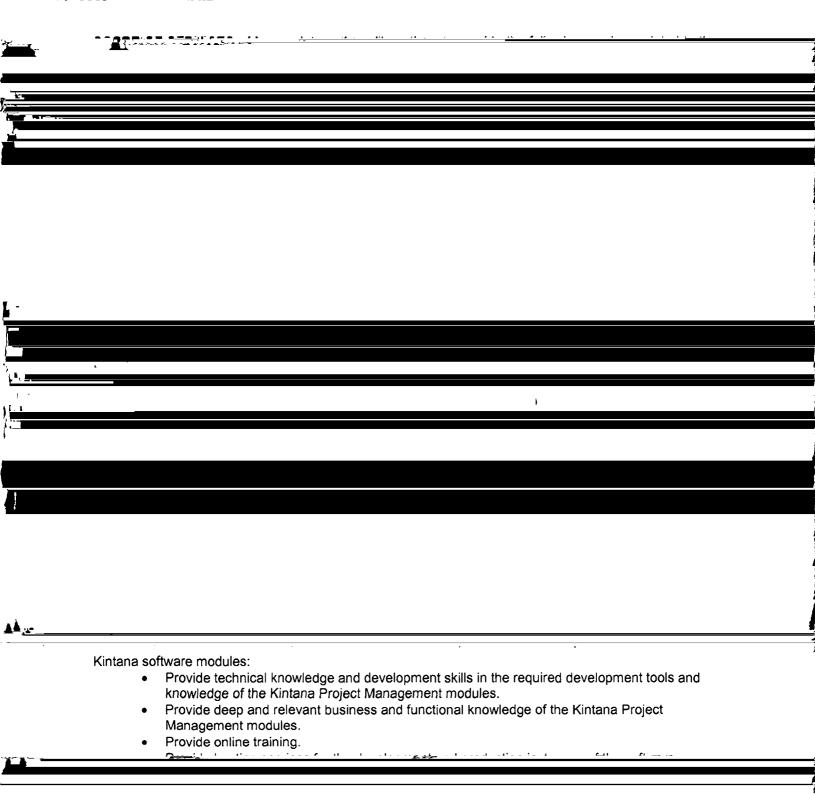
APPROVE EXERCISING THE FIRST OPTION TO RENEW A SOFTWARE LICENSE AGREEMENT WITH MERCURY INTERACTIVE CORPORATION FOR KINTANA SOFTWARE PRODUCTS AND CONSULTING SERVICES

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Approve exercising the first option to renew a software license agreement with Mercury Interactive Corporation (Mercury Interactive) for Kintana software products and consulting to be used by the Office of Technology Services ("OTS") at a cost for the option not to exceed \$192,440.92. Software licensor was selected on a non-competitive basis because of their expertise in Project Management software. A

to software Licensor prior to the execution of the written document. The authority granted herein shall automatically rescind in the event a written document is not executed within ninety (90) days of the date of this Board Report. Information pertinent to this option is stated below. **SPECIFICATION No.:** 03-250255



06-1115-PR11 FINAL

Indebtedness – The Board's Indebtedness Policy adopted July 26, 1995 (95-0726-EX3), as amended from time to time, shall be incorporated into and made a part of the agreement.

Ethics - The Board's Ethics Code adopted September 27, 1995 (95-0927-RU3), as amended from time