



# MEMORANDUM

Council Agenda  
Item No. X. C  
11/5/2024

## The City of OKLAHOMA CITY

TO: Mayor and City Council

FROM: Craig Freeman, City Manager

Concurrence with the Oklahoma City Water Utilities Trust in approving Amendment No. 1 to Non-Disclosure Agreement with Environmental Systems Research Institute, Inc., amending the term of the agreement granting conditional access to certain information in the possession of the Oklahoma City Water Utilities Trust, retroactive to October 14, 2024 through July 31, 2027.

### **Background:**

The Environmental Systems Research Institute, Inc. (ESRI), developer of the Geographic Information System (GIS) application, has been contracted to aid the Oklahoma City Water Utilities Trust (OCWUT) in upgrading the utility data contained in GIS, utilizing the Oklahoma City Municipal Facilities Authority contract (M24-D2225000).

OCWUT has water and sanitary sewer infrastructure data that requires a high level of security to protect pursuant to the Department of Homeland Security requirements. In order to protect that data, OCWUT required ESRI to enter into a Non-Disclosure Agreement (NDA). The original NDA expired October 13, 2024.

Amendment No. 1 will allow the agreement to continue through July 31, 2027. OCWUT requires this agreement be executed prior to sharing confidential data with ESRI.

The NDA obligates ESRI to treat any OCWUT data shared during the execution of their scope as confidential and not to disclose OCWUT data to any third party or ESRI employee who does not have a business need to access the data.

Staff recommends approving this amendment.

### **Review:**

Utilities Department

**Recommendation:** Concur with the Oklahoma City Water Utilities Trust in approving the amendment.