



Legislation Details (With Text)

File #: 1349-2014 **Version:** 1

Type: Ordinance **Status:** Passed

File created: 6/3/2014 **In control:** Technology Committee

On agenda: 6/23/2014 **Final action:** 6/26/2014

Title: To authorize the Director of the Department of Technology, to enter into a contract agreement with Internet Content Management Inc. for the purchase of Websense software subscriptions and maintenance support services related to the City's current web environment and web-hosting services; to modify a contract agreement with Internet Content Management Inc. for the purchase of Websense software subscriptions and maintenance support services; to waive the competitive bidding provisions of the Columbus City Codes; to authorize the expenditure of \$175,000.00 from the Department of Technology, Information Services Division, Internal Services Fund; and to declare an emergency. (\$175,000.00)

Sponsors:

Indexes:

Code sections:

Attachments: 1. Bid Waiver Form Ord. No. 1349-2014, 2. Blue Orbit Purchase Letter - April 9 2014 Signed, 3. QUOTE Websense 2014

Date	Ver.	Action By	Action	Result
6/26/2014	1	CITY CLERK	Attest	
6/24/2014	1	MAYOR	Signed	
6/23/2014	1	COUNCIL PRESIDENT	Signed	
6/23/2014	1	Columbus City Council	Approved	Pass

BACKGROUND:

This legislation authorizes the assignment of all past, present, and future business done by the City of Columbus with Blue Orbit Group, LLC (FID: 32-0398924) to Internet Content Management, Inc. (FID: 64-0944418). Internet Content Management, Inc. acquired the Technology Negotiation & Acquisition Practice from Blue Orbit Group, LLC on January 1, 2014. As such, Internet Content Management, Inc. acquired rights to Blue Orbit Group, LLC's technology product supplier contracts including the existing contractual obligations between Blue Orbit Group, LLC and the City of Columbus. The original agreement with Blue Orbit Group, LLC (EL014579) was authorized by ordinance 0896-2013, passed May 20, 2013 in award of solicitation SA004853. That agreement provided for Websense software subscriptions and support for the term July 1, 2013 to June 30, 2014, and included two options to renew for additional one year terms.

This legislation will also authorize the Director of the Department of Technology to renew an agreement with Internet Content Management for Websense software subscriptions and support, exercising the first option to renew for the period July 1, 2014 to June 30, 2015. The renewal will provide Websense software subscriptions and support for 4,500 users at a cost of \$131,265.00. This includes a \$114,750.00 annual subscription and \$16,515.00 annual maintenance and support.

This legislation will further authorize the Director of the Department of Technology to modify this contract in the amount of \$43,735.00, which includes \$38,250.00 for annual subscriptions and \$5,505.00 for software maintenance and support. This modification is needed to accommodate an additional 1,500 Police Division users. The need for this modification was not known at the time of the original agreement. As the contract for this service was recently awarded through competitive procurement in accordance with chapter 329.06 of Columbus City Code, it is in the City's best interest to modify the agreement instead of obtaining additional licensing through another competitive bid. Pricing for the

additional licensing was negotiated with the vendor, and is slightly lower than first year pricing submitted in response to solicitation SA004853. Given the need to modify the contract, this ordinance will authorize a waiver of the competitive bidding provisions of the Columbus City Code, section 329.

Websense security solutions provide security and related services to the City's current web environment and web-hosting services. As the City of Columbus increasingly adopts social media to support and communicate with its citizens, Websense helps the city protect itself from emerging threats and malicious content. Renewing this agreement will allow the City to continue receiving software upgrades, support and related services.

EMERGENCY DESIGNATION:

Emergency action is requested to expedite authorization of this contract and initiate services from the supplier at the price offered.

FISCAL IMPACT:

During the years 2012 and 2013, the Department of Technology expended \$129,375.00 (Ord. # 1079-2012) and \$132,300.00 (Ord. # 0896-2013) respectively for Websense software subscriptions and maintenance support services. This year (2014) the cost for the services, which will be provided by Internet Content Management Inc. is \$175,000.00. Funds for this purchase were budgeted and are available within the Department of Technology, Information Services Division, internal service fund.

CONTRACT COMPLIANCE :

Vendor Name: Internet Content Management Inc. F.I.D#/C.C#: 64 - 0944418 Expiration Date: 05/14/2016

To authorize the Director of the Department of Technology, to enter into a contract agreement with Internet Content Management Inc. for the purchase of Websense software subscriptions and maintenance support services related to the City's current web environment and web-hosting services; to modify a contract agreement with Internet Content Management Inc. for the purchase of Websense software subscriptions and maintenance support services; to waive the competitive bidding provisions of the Columbus City Codes; to authorize the expenditure of \$175,000.00 from the Department of Technology, Information Services Division, Internal Services Fund; and to declare an emergency. (\$175,000.00)

WHEREAS, this legislation authorizes the assignment of all past, present, and future business done by the City of Columbus with Blue Orbit Group, LLC (FID: 32-0398924) to Internet Content Management (FID: 64-0944418). Internet Content Management, Inc. acquired the Technology Negotiation & Acquisition Practice from Blue Orbit Group, LLC on January 1, 2014. As such, Internet Content Management, Inc. acquired rights to Blue Orbit Group, LLC's technology product supplier contracts including the existing contractual obligations between Blue Orbit Group, LLC and the City of Columbus. The original agreement with Blue Orbit Group, LLC (EL014579) was authorized by ordinance 0896-2013, passed May 20, 2013 in award of solicitation SA004853. That agreement provided for Websense software subscriptions and support for the term July 1, 2013 to June 30, 2014, and included two options to renew for additional one year terms; and

WHEREAS, this legislation also authorizes the Director of the Department of Technology, to enter into an agreement with Internet Content Management Inc., for Websense software subscriptions and support in the amount of \$131,265.00 for the term period of July 1, 2014 to June 30, 2015; and

WHEREAS, this legislation will further authorize the Director of the Department of Technology to modify this contract in the amount of \$43,735.00, which includes \$38,250.00 for annual subscriptions and \$5,505.00 for software maintenance and support to accommodate an additional 1,500 Police Division users; and

WHEREAS, the Websense security solutions provide security and related services to the City's current web environment

and web-hosting services. As the City of Columbus increasingly adopts social media to support and communicate with its citizens, Websense helps the city protect itself from emerging threats and malicious content; and

WHEREAS, this ordinance requests to waive the competitive bidding provisions of the Columbus City Code, Chapter 329; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Technology (DoT), in that it is immediately necessary to authorize the Director of the Department of Technology to enter into an agreement with Internet Content Management Inc. to continue and support the daily operation activities, for the preservation of the public health, peace, safety, and welfare; now, therefore:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1: That the Director of the Department of Technology, is hereby authorized and directed to enter into an agreement with Internet Content Management Inc. for the purchase of Websense software subscriptions and maintenance support services related to the City's current web environment and web-hosting services (\$131,265.00) and to also modify a contract agreement with Internet Content Management Inc., for the purchase of Websense software subscriptions and maintenance support services (\$43,735.00), with a coverage term period of July 1, 2014 to June 30, 2015, in the amount of \$175,000.00.

SECTION 2: That the expenditure of \$175,000.00 or so much thereof as may be necessary be expended from the Department of Technology, Information Services Division, Internal Services Fund, is hereby authorized as follows:

Div.: 47-02|**Fund:** 514|**Subfund:** 001|**OCA Code:** 470202| **Obj. Level 1:** 03|**Obj. Level 3:** 3369|**Amount:** \$175,000.00

SECTION 3: That the City Auditor is authorized to make any changes to revise the funding source for any contract or contract modifications associated with this ordinance.

SECTION 4: That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

SECTION 4: That the competitive bidding provisions of the Columbus City Codes Chapter 329 are hereby waived for good cause shown.

SECTION 5: That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure, and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.