



Legislation Details (With Text)

File #: 0571-2012 **Version:** 1
Type: Ordinance **Status:** Passed
File created: 3/6/2012 **In control:** Technology Committee
On agenda: 5/7/2012 **Final action:** 5/9/2012

Title: To authorize the Director of the Department of Technology, on behalf of the Department of Public Utilities, to renew an annual agreement with Oracle America, Inc. to provide computer programming software maintenance and support on the SPL/WAM system; to waive the competitive bidding provisions of the Columbus City Code; to authorize the expenditure of \$65,493.42 from the Department of Technology, internal service fund; and to declare an emergency. (\$65,493.42)

Sponsors:

Indexes:

Code sections:

Attachments: 1. Quote WAM Maintenance 2012-2013 (2), 2. Oracle Letter, 3. Bid Waiver Form Ord. No. 0571-2012 Oracle

Date	Ver.	Action By	Action	Result
5/9/2012	1	MAYOR	Signed	
5/9/2012	1	CITY CLERK	Attest	
5/7/2012	1	COUNCIL PRESIDENT	Signed	
5/7/2012	1	Columbus City Council	Approved	Pass

BACKGROUND:

This legislation authorizes the Director of the Department of Technology (DoT), on behalf of the Department of Public Utilities (DPU), to renew an annual agreement (Service Contract # 2164456) with Oracle America, Inc. for maintenance and support of the Oracle Work and Asset Management (WAM) system. The original agreement (EL005533) with SPL Worldgroup, Inc. was authorized by ordinance 0951-2005, passed June 20, 2005. Oracle purchased SPL, and the original contract was transferred to Oracle by authority of ordinance 0128-2008. The agreement with Oracle was most recently renewed through purchase order EL011713, by authority of ordinance 0236-2011, passed April 4, 2011. This renewal agreement provides software maintenance and support for the Oracle SPL/WAM system and obligates Oracle America, Inc. to provide upgrades, new releases, and to maintain the work request and asset management system software licensed to the Department of Public Utilities for the period May 31, 2012 to May 30, 2013, at a cost of \$65,493.42.

This ordinance also requests approval to continue services provided by Oracle America, Inc. and waive competitive bidding provisions of section 329 of the Columbus City Code. The City attempted to purchase Oracle WAM maintenance and support through solicitation SA004337. The lowest and best offer in response to the solicitation, received April 12, 2012, costs more than purchasing annual maintenance and support directly from Oracle.

FISCAL IMPACT:

The cost for the annual renewal agreement for computer programming software maintenance and support on the SPL/WAM system for the year 2010 was \$61,733.83 and \$63,585.84 in 2011, with the provider Oracle America, Inc. The cost associated with this year's annual renewal agreement is \$65,493.42. Funds are budgeted and available in the Department of Technology, internal service fund.

EMERGENCY:

Emergency action is requested to expedite authorization of this contract in order to initiate services from the supplier at the prices proposed; and to continue with services that are necessary to support daily operation activities; to ensure no service interruption.

CONTRACT COMPLIANCE:

Vendor Name: Oracle America, Inc.
05/19/2012

CC #/F.I.D #: 94 - 2805249

Expiration Date:

To authorize the Director of the Department of Technology, on behalf of the Department of Public Utilities, to renew an annual agreement with Oracle America, Inc. to provide computer programming software maintenance and support on the SPL/WAM system; to waive the competitive bidding provisions of the Columbus City Code; to authorize the expenditure of \$65,493.42 from the Department of Technology, internal service fund; and to declare an emergency. (\$65,493.42)

WHEREAS, the Director of the Department of Technology (DoT), on behalf of the Department of Public Utilities (DPU), has a need to renew an annual agreement for maintenance and support with the Oracle America, Inc.; and

WHEREAS, this agreement provides computer programming software maintenance on the SPL/WAM system and obligates the vendor to provide upgrades, new releases, and to maintain the work request and asset management system software licensed to the Department of Public Utilities; and

WHEREAS, it is best to continue with these services in order to provide continuous support to the Department of Public Utilities to insure the required maintenance of their infrastructure assets and to maximize the efficiency of their work efforts; and

WHEREAS, this annual renewal agreement for software maintenance, support and upgrades is for a twelve month coverage period from May 31, 2012 through May 30, 2013; and

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

WHEREAS, an emergency exists in the daily operation of the Department of Technology, in that it is immediately necessary to renew an annual agreement with Oracle America, Inc. to provide computer programming software maintenance and support on the SPL/WAM system so as not to negatively impact the operation of the services provided by the Department of Public Utilities thereby preserving the public health, peace, property, 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, be and is hereby authorized to renew an annual agreement (Oracle America, Inc. Service Contract #2164456) with the Oracle America, Inc. to provide computer programming software maintenance and support on the SPL/WAM system, and of which the agreement also obligates Oracle America, Inc. to provide upgrades, new releases, and to maintain the work request and asset management system software licensed to the Department of Public Utilities, in the amount of \$65,493.42 for a twelve month coverage period from May 31, 2012 through May 30, 2013.

SECTION 2. That the expenditure of \$65,493.42 or so much thereof as may be necessary is hereby authorized to be expended from:

Division 47-01 -- Fund 514 -- Subfund 550 -- OCA Code 514550 -- OBJ Level 1 03 -- OBJ Level 03 3369 -- Amount

\$3,995.10 - DOPW-Electricity/Power

Division 47-01 -- Fund 514 -- Subfund 600 -- OCA Code 514600 -- OBJ Level 1 03 -- OBJ Level 03 3369 -- Amount
\$25,411.45 - DOPW-Water

Division 47-01 -- Fund 514 -- Subfund 650 -- OCA Code 514650 -- OBJ Level 1 03 -- OBJ Level 03 3369 -- Amount
\$28,489.63 - DOSD - Sanitary Sewers

Division 47-01 -- Fund 514 -- Subfund 675 -- OCA Code 514675 -- OBJ Level 1 03 -- OBJ Level 03 3369 -- Amount
\$7,597.24 - Storm Water

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

SECTION 4. That for good cause shown, the competitive bidding provisions of the Columbus City Codes Section 329.07 are hereby waived.

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.