



## Legislation Details (With Text)

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**File #:** 1218-2022      **Version:** 1

**Type:** Ordinance      **Status:** Passed

**File created:** 4/25/2022      **In control:** Technology Committee

**On agenda:** 7/11/2022      **Final action:** 7/14/2022

**Title:** To authorize the Director of the Department of Technology to enter into contract with Vcloud Tech, Inc. for Micro Focus Server COBOL software licensing support and Server Express support in the amount of \$66,244.86; to authorize the expenditure of \$66,244.86 from the Department of Technology, Information Services Division, Information Services Operating Fund; and to declare an emergency. (\$66,244.86)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. 1218-2022 MICRO FOCUS BID TAB RFQ021581 2022, 2. 1218-2022 Micro Focus Formal Detailed Specs - revised 3-22-2022, 3. 1218-2022 EXP

Date	Ver.	Action By	Action	Result
7/14/2022	1	CITY CLERK	Attest	
7/13/2022	1	MAYOR	Signed	
7/11/2022	1	COUNCIL PRESIDENT	Signed	
7/11/2022	1	Columbus City Council	Approved	Pass

**BACKGROUND:**

This ordinance will authorize the Director of Technology to enter into contract with Vcloud Tech, Inc. for Micro Focus Server COBOL software licensing support and Server Express support in the amount of \$66,244.86, with a coverage term period from August 1, 2022 through July 31, 2023. The contract for Micro Focus Server COBOL software licensing support and Server Express support was most recently authorized under the authority of Ordinance No. 0920-2021 passed May 10, 2021, establishing PO282948. The total cost of this ordinance is \$66,244.86.

The Department of Technology solicited bids utilizing RFQ021581 for the purchase Micro Focus Server COBOL software licensing support and Server Express support. Two (2) vendors responded to RFQ021581: Vcloud Tech, Inc. (\$66,244.86) and Brown Enterprise Solutions, LLC (\$67,274.00). Vcloud Tech, Inc. was the lowest, most responsive, responsible bidder. The Department of Technology (DoT) recommends that the bid be awarded to Vcloud Tech, Inc. in the amount of \$66,244.86. This contract is not subject to automatic renewal, however in accordance with the bid specifications, the City of Columbus, Department of Technology and Vcloud Tech, Inc. can renew the contract for three (3) additional one-year terms, subject to mutual agreement and approval by proper City authorities.

As a reseller of Micro focus COBOL software, Vcloud Tech, Inc. is required to include the Micro Focus Maintenance Agreement pertaining to licensing and support standard terms and conditions in their proposed agreement with the City.

**FISCAL IMPACT:**

In 2020 and 2021, the Department of Technology legislated \$61,404.96 and \$66,403.56 respectively, for Micro Focus COBOL and Server Express licensing and software maintenance support services.. The total cost of this ordinance (2022)

is \$66,244.86 for Micro Focus COBOL and Server Express software licensing maintenance support services. Funds for this expense are budgeted for within the Department of Technology, Information Services Division, Information Services Operating Fund.

**EMERGENCY:**

Emergency legislation is required to facilitate prompt acquisition of the computer equipment and accessories being authorized by this ordinance in order to maintain the supply of updated computers for critical daily operation of the City of Columbus, Department of Public Utilities.

**CONTRACT COMPLIANCE NUMBER:**

Vendor Name: Vcloud Tech, Inc.; CC#: 46-3104792; Expiration Date: 10/16/2023  
(DAX Vendor Acct.: 012179)

To authorize the Director of the Department of Technology to enter into contract with Vcloud Tech, Inc. for Micro Focus Server COBOL software licensing support and Server Express support in the amount of \$66,244.86; to authorize the expenditure of \$66,244.86 from the Department of Technology, Information Services Division, Information Services Operating Fund; and to declare an emergency. (\$66,244.86)

**WHEREAS**, the City requires Micro Focus COBOL and Server Express software licensing support services; and

**WHEREAS**, the Department of Technology solicited bids utilizing RFQ021581 for the purchase Micro Focus Server COBOL software licensing support and Server Express support. Two (2) vendors responded to RFQ021581: Vcloud Tech, Inc. (\$66,244.86) and Brown Enterprise Solutions, LLC (\$67,274.00). Vcloud Tech, Inc. was the lowest, most responsive, responsible bidder. The Department of Technology (DoT) recommends that the bid be awarded to Vcloud Tech, Inc. in the amount of \$66,244.86. This contract is not subject to automatic renewal, however in accordance with the bid specifications, the City of Columbus, Department of Technology and Vcloud Tech, Inc. can renew the contract for three (3) additional one-year terms, subject to mutual agreement and approval by proper City authorities; and

**WHEREAS**, this ordinance will authorize the Director of the Department of Technology to enter into contract with Vcloud Tech, Inc. for the Micro Focus Server COBOL software licensing support and Server Express support for a total cost of \$66,244.86, with a coverage term period from August 1, 2022 through July 31, 2023; and

**WHEREAS**, the contract for Micro Focus Server COBOL software licensing support and Server Express support was most recently authorized under the authority of Ordinance No. 0920-2021 passed May 10, 2021, establishing PO282948; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Technology in that it is immediately necessary to authorize the Director of the Department of Technology to enter into contract with Vcloud Tech, Inc. for Micro Focus Server Cobol and Server Express software licensing maintenance support services, to facilitate prompt acquisition of the computer equipment and accessories being authorized by this ordinance in order to maintain the supply of updated computers for critical daily operation of the City of Columbus, Department of Public Utilities, thereby preserving the public health, peace, property, and 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 enter into contract with Vcloud Tech, Inc. for Micro Focus Server COBOL and Server Express software licensing maintenance support, in the amount of \$66,244.86, for the coverage term period from August 1, 2022 through July 31, 2023.

**SECTION 2.** That the expenditure of \$66,244.86 or so much thereof as may be necessary is hereby authorized to be expended from **(please see attachment 1218-2022 EXP):**

**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 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 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.