Legislation Text

File #: 1750-2008, **Version:** 1

BACKGROUND: This Ordinance authorizes the Director of Public Utilities to enter into a contract, in the amount of $33,638.65, with Oracle Corporation to provide computer programming software maintenance on the SPL/WAM system being used by all divisions of the department. This agreement obligates the vendor (Oracle) to provide upgrades, new releases, and to maintain the work request and asset management system software licensed to the Department of Public Utilities. The original software implementation was performed by SPL WorldGroup, Inc. which has since been acquired by Oracle Corporation. The software is proprietary to Oracle Corporation making it necessary to enter into this contract under the provisions of sole source procurement of the Columbus City Code.

The City and Oracle are working to co terminate all of the City's Oracle support agreements as of May 30th of each year. This agreement covers a seven month period through May 30, 2009. After this date it will be necessary to renew the support agreement for a full year of support. The City may, at any time during the performance of the services under this Agreement, propose a modification of the Contract by a properly authorized written instrument. With the approval of City Council and execution of such modification by both parties hereto, it shall be fully incorporated into this Contract and shall govern all subsequent performance under the Contract.

Contract Compliance Info: 84-1332677, expires 5/7/09, Majority

Emergency Designation: It is requested that this Ordinance be handled in an emergency manner so that support will not be delayed. Completion of this agreement is critical to the maintenance management of this software within the department.

FISCAL IMPACT: This project was not budgeted in the various Public Utilities division's operating budgets for 2008, however, expenditures will be reprioritized to accommodate this expenditure without increasing the existing budget.

To authorize the Director of Public Utilities to enter into a contract with Oracle Corporation to provide computer programming software maintenance on the SPL/WAM system, for the divisions within the Department of Public Utilities in accordance with the provisions of sole source procurement of the Columbus City Code; to authorize the expenditure of $33,638.65 from the enterprise division's operating funds; and to declare an emergency. ($33,638.65)

WHEREAS, the Department of Public Utilities has a need for computer programming software maintenance on the SPL/WAM system; and

WHEREAS, Oracle Corporation is the sole source that can provide said services for this proprietary software; and

WHEREAS, the City and Oracle are working to co terminate all of the City's Oracle support agreements as of May 30th of each year; and

WHEREAS, this agreement covers a seven month period through May 30, 2009; and

WHEREAS, after this date it will be necessary to renew the support agreement at a higher price for a full year of support; and

WHEREAS, the City may, at any time during the performance of the services under this Agreement, propose a modification of the Contract by a properly authorized written instrument. With the approval of City Council and execution of such modification by both parties hereto, it shall be fully incorporated into this Contract and shall govern all subsequent performance under the Contract; and,

WHEREAS, an emergency exists in the usual daily operation of the Department of Utilities in that it is immediately necessary to authorize the Director of Public Utilities to enter into a contract with Oracle Corporation, as completion of this agreement is critical to the maintenance management of this software within the department, for the immediate preservation of public health, peace, property and safety; now, therefore,

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

SECTION 1. That the Director of Public Utilities be and is hereby authorized to enter into a contract with Oracle Corporation for computer programming software maintenance on the SPL/WAM system, in the amount of $33,638.65.

SECTION 2. That this contract shall be in compliance with sole source provisions of Section 329.07 of Columbus City Codes, 1959.

SECTION 3. That to pay the cost of the aforesaid contract, the expenditure of $33,638.65, or so much thereof as may be needed, is hereby authorized as follows:

Fund Name	Fund No.	Dept/ Div. No.	OCA Code	OL3	Amount
Electricity Operating Fund	550	60-07	600023	3369	$ 672.78
Water Works Operating Fund	600	60-09	600049	3369	12,109.91
Sewer System Operating Fund	650	60-05	600056	3369	12,109.91
Storm Sewer Operating Fund	675	60-15	600065	3369	8,746.05
			Grand Total		$ 33,638.65

SECTION 4. 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.