



## Legislation Details (With Text)

**File #:** 2731-2014      **Version:** 1

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

**File created:** 11/12/2014      **In control:** Technology Committee

**On agenda:** 12/8/2014      **Final action:** 12/10/2014

**Title:** To appropriate \$1,126,917.72 within the Special Income Tax Fund; to authorize the Director of Finance and Management, on behalf of the Department of Technology, to establish a contract/purchase order for the first year of a three year term agreement for Microsoft enterprise software licensing from Dell Marketing L.P., from a State Term Schedule; to authorize the expenditure of \$1,126,917.72 or so much thereof as may be necessary from the Special Income Tax Fund for the Department of Technology; and to declare an emergency. (\$1,126,917.72)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Quote Microsoft Enterprise 2015, 2. Microsoft Enterprise Cost Comparison 2015

Date	Ver.	Action By	Action	Result
12/10/2014	1	CITY CLERK	Attest	
12/9/2014	1	MAYOR	Signed	
12/8/2014	1	COUNCIL PRESIDENT	Signed	
12/8/2014	1	Columbus City Council	Approved	Pass

**BACKGROUND:**

This ordinance authorizes the Director of Finance and Management, for the Department of Technology to establish a purchase order with Dell Marketing L.P., utilizing the State of Ohio Multiple Award Contract (MAC) 0A1108-17AGG with an expiration date of 6/30/2015, authorized for the city's use by Ordinance No. 582-87, for Microsoft enterprise software licensing. Microsoft Office is the city's technology standard for desktop computing software, currently utilized by 6,000 city employees to conduct their daily business. The city also utilizes Microsoft software to support a number of enterprise applications, including city intranet sites utilizing SharePoint. This ordinance will enable the city to cost-effectively obtain the latest versions of Microsoft software utilizing a single agreement for the entire city.

The term of the proposed agreement is for three years: January 1, 2015 to December 31, 2017. This ordinance will authorize funds to pay for the first year, at a cost of \$1,126,917.72. Payment for subsequent annual terms, estimated at \$1,126,917.72 per year, is contingent on available funding and approval of proper city authorities. The proposed enterprise agreement enables the city to cancel the agreement, without penalty, in the event that funds are not appropriated to pay for future annual terms.

**EMERGENCY DESIGNATION:**

Emergency action is requested to expedite authorization of this contract and establish a purchase order by 12/22/2014, in order to initiate services on 01/01/2015 from the supplier at the price offered.

**FISCAL IMPACT:**

The cost associated with this legislation is \$1,126,917.72 for the first year (January 1, 2015 to December 31, 2015) of a three year Microsoft enterprise software licensing. The next two subsequent annual terms (January 1, 2016 to December

31, 2016 and January 1, 2017 to December 31, 2017), estimated at \$1,126,917.72 per year, is contingent on available funding and approval of proper city authorities. The estimated aggregate total for all three years is \$3,380,753.16. Funds to cover the first year term cost have been identified and will come from the Special Income Tax Fund.

**CONTRACT COMPLIANCE:**

Vendor Name: Dell Marketing L.P.

CC #: 74-2616805

Expiration Date: 11/26/2014

To appropriate \$1,126,917.72 within the Special Income Tax Fund; to authorize the Director of Finance and Management, on behalf of the Department of Technology, to establish a contract/purchase order for the first year of a three year term agreement for Microsoft enterprise software licensing from Dell Marketing L.P., from a State Term Schedule; to authorize the expenditure of \$1,126,917.72 or so much thereof as may be necessary from the Special Income Tax Fund for the Department of Technology; and to declare an emergency. (\$1,126,917.72)

**WHEREAS**, these funds totaling \$1,126,917.72 must be appropriated within the Special Income Tax Fund; and

**WHEREAS**, this legislation authorizes the Director of Finance and Management, on behalf of the Department of Technology, to establish a contract/purchase order for year one of a three year term to acquire Microsoft enterprise software licensing from Dell Marketing L.P., utilizing the State of Ohio Multiple Award Contract (MAC) 0A1108-17AGG, with an expiration date of 6/30/2015; and

**WHEREAS**, the use of the Ohio Department of Administrative Services Cooperative Contract is authorized for the city's use by Ordinance Number 582-87; and

**WHEREAS**, the term of the proposed agreement is for three years: January 1, 2015 to December 31, 2017, with the first year (January 1, 2015 to December 31, 2015) at a cost of \$1,126,917.72; and

**WHEREAS**, payment for the next two annual terms (January 1, 2016 to December 31, 2016 and January 1, 2017 to December 31, 2017), estimated at \$1,126,917.72 per year, is contingent on available funding and approval of proper city authorities; and

**WHEREAS**, the proposed agreement enables the city to cancel the agreement, without penalty, in the event that funds are not appropriated to pay for future annual terms.

**WHEREAS**, an emergency exists in the usual and daily operation of the Department of Technology in that it is immediately necessary to authorize the Director of Finance and Management to establish a contract/ purchase order with Dell Marketing L.P. from a State Term Schedule for the first year of a three year term agreement to acquire Microsoft enterprise software licensing, for the preservation of 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 sum of \$1,126,917.72 be and hereby is appropriated from the unappropriated balance of Fund 430, the Special Income Tax Fund, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2014, to Department 47-01, Department of Technology, Object Level One Code 03, Object Level Three Code 3358 and OCA code 471430.

**SECTION 2.** That the monies appropriated in Section 1 shall be paid upon order of the Technology Director and that no

order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

**SECTION 3.** That the Director of Finance and Management, on behalf of the Department of Technology, is authorized to establish a contract/purchase order for the first year of a three year term agreement to acquire Microsoft enterprise software licensing from Dell Marketing L.P., utilizing the State of Ohio Multiple Award Contract (MAC) 0A1108-17AGG, with an expiration date of 6/30/2015, with payment for the next two annual terms (January 1, 2016 to December 31, 2016 and January 1, 2017 to December 31, 2017), estimated at \$1,126,917.72 per year, is contingent on available funding and approval of proper city authorities.

**SECTION 4.** That the expenditure of \$1,126,917.72 or so much thereof as may be necessary is hereby authorized to be expended from Fund 430, the Special Income Tax Fund, Department No. 47-01, Department of Technology, Object Level One Code 03, Object Level Three Code 3358, and OCA code 471430.

**SECTION 5.** 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 6.** 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 7.** That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project.

**SECTION 8.** 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.