



Legislation Details (With Text)

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Type: Ordinance **Status:** Passed

File created: 3/25/2021 **In control:** Technology Committee

On agenda: 4/19/2021 **Final action:** 4/22/2021

Title: To authorize the Director of the Department of Technology to enter into a contract with OARnet/OSU for existing VMWare software licensing, maintenance and support services; to authorize the expenditure of \$370,143.69 from the Department of Technology, Information Services Division, Information Services Operating Fund; and to declare an emergency. (\$370,143.69)

Sponsors:

Indexes:

Code sections:

Attachments: 1. 0826-2021 EXP, 2. 0826-2021 OARnet_VMware Letter, 3. 0826-2021 OARnet_VMware Front Page, 4. 0826-2021 City of Columbus - VMware - Quote 22172152 (2)

Date	Ver.	Action By	Action	Result
4/22/2021	1	CITY CLERK	Attest	
4/21/2021	1	MAYOR	Signed	
4/19/2021	1	COUNCIL PRESIDENT	Signed	
4/19/2021	1	Columbus City Council	Approved	Pass

BACKGROUND:

This legislation authorizes the Director of the Department of Technology (DoT) to enter into a contract with OARnet/OSU, a non-profit organization, for VMWare software licensing, maintenance, and support services. The original agreement (EL011737) was authorized by ordinance 1716-2010, passed December 13, 2010. The agreement was most recently renewed by authority of ordinance 0651-2020, passed by Columbus City Council on April 20, 2020, establishing purchase order PO224516. The total cost associated with this ordinance is \$370,143.69 for the coverage term period from April 2, 2021 to April 1, 2022.

Through the State of Ohio Virtualization Program, authorized for the city's use by Ordinance No. 582-87, for VMware software licensing renewal, OARnet offers significant discounts on VMWare that are not available in the market place, so it is in the City's best interests to procure VMWare through OARnet, instead of through another procurement process. The pricing offered to the City reflects the agreed upon public sector discounts available to all participants in the State of Ohio Virtualization Program. The policy for anyone renewing software purchased under the Ohio State University VMware contract can only be renewed through OARnet. (See attached OARnet letter).

Server virtualization is the conversion of one physical server into multiple individual and isolated virtual storage spaces. This industry standard was adopted by the Department of Technology in 2009 to reduce the costs of Data Center operations. This also reduces power consumption, cooling requirements, and provides further capabilities for recovery and availability of information systems. VMWare software is the core component that is needed in order to operate virtual servers that run critical applications for the enterprise such as Accela, CUBS, and 311.

EMERGENCY:

Emergency action is requested to expedite authorization of this contract in order to facilitate and maintain uninterrupted

services from the supplier.

FISCAL IMPACT:

In 2019 and 2020, the Department of Technology legislated with OARnet/OSU, \$142,628.15 and \$77,164.10, respectively for VMware software licenses, maintenance fees, and associated services. This 2021 ordinance for \$370,143.69 is to cover the cost associated with VMware software licensing, maintenance, and support services through April 1, 2022. Funds to cover these costs are budgeted and available within the Department of Technology, Information Services Division, Information Services Operating Fund.

CONTRACT COMPLIANCE:

Vendor: OARnet/OSU, 1224 Kinnear Rd Ste. 130, Columbus, OH 43212; CC#/FID#: 31-6025986 (105); (DAX Vendor Acct. #: 005303), Non-Profit Organization (NPO)

To authorize the Director of the Department of Technology to enter into a contract with OARnet/OSU for existing VMware software licensing, maintenance and support services; to authorize the expenditure of \$370,143.69 from the Department of Technology, Information Services Division, Information Services Operating Fund; and to declare an emergency. (\$370,143.69)

WHEREAS, this legislation authorizes the Director of the Department of Technology (DoT) to enter into a contract with OARnet/OSU a non-profit organization, for VMware software licensing, maintenance, and support services for \$370,143.69 with a coverage term period of April 2, 2021 to April 1, 2022; 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 policy for anyone renewing software purchased under the Ohio State University VMware contract can only be renewed through OARnet; and

WHEREAS, the original agreement (EL011737) was authorized by ordinance 1716-2010, passed December 13, 2010 and was most recently renewed by authority of ordinance 0651-2020, passed by Columbus City Council on April 20, 2020, establishing purchase order PO224516; and

WHEREAS, through the State of Ohio Virtualization Program, OARnet offers significant discounts on VMware that are not available in the market place. So it is in the City's best interests to procure VMware through OARnet, instead of through another procurement process. The pricing offered the City reflects the agreed upon public sector discounts available to all participants in the State of Ohio Virtualization Program; and

WHEREAS, VMware software is needed in order to operate virtual servers. Server virtualization has been adopted by the Department of Technology to reduce the costs of data systems, reduce power consumption and cooling requirements, and provide further capabilities for recovery and availability of information systems; and

WHEREAS, an emergency exists in the daily operation of the Department of Technology in that it is immediately necessary to authorize the Director of Technology to enter into an agreement with OARnet/OSU for VMware software licensing, maintenance, and support services in order to facilitate and maintain uninterrupted services from the supplier, 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 Director of the Department of Technology (DoT) be and is hereby authorized to enter into a contact with OARnet/OSU, a non-profit organization, for VMware software licensing, maintenance, and support services through the State of Ohio Virtualization Program, authorized for the city's use by Ordinance No. 582-87, for VMware software licensing, maintenance, and support services. The total cost associated with this ordinance is \$370.143.69, for

the coverage period from April 2, 2021 to April 1, 2022.

SECTION 2: That the expenditure of \$370,143.69 or so much thereof as may be necessary is hereby authorized to be expended from: **(see attachment 0826-2021 EXP)**

Dept.: 47 | Div. 47-02 | Obj Class: 03 | Main Account: 63946 | Fund: 5100 | Sub-fund: 510001 | Program: IT005 | Section 3: N/A | Section 4: N/A | Section 5: N/A | Amount: \$370,143.69 | {software licensing/ maintenance and support services}

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 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.