

#5
11-0-1405

(Do Not Write Above This Line)

AN ORDINANCE
BY COUNCILMAN C. T. MARTIN

AN ORDINANCE WAIVING THE PAYMENT PROVISIONS CONTAINED IN THE CITY OF ATLANTA CODE OF ORDINANCES, ARTICLE X, PROCUREMENT AND REAL ESTATE CODE, TO RATIFY THE PRIOR PROVISION OF ORACLE DATABASE MAINTENANCE AND SUPPORT UNDER AN EXPIRED AGREEMENT AUGUST 25, 2011 THROUGH OCTOBER 31, 2011; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ENTER INTO A COOPERATIVE PURCHASING AGREEMENT WITH ORACLE AMERICA, INC., UTILIZING GENERAL SERVICES ADMINISTRATION CONTRACT NUMBER GS-35F-00097 FOR THE RENEWAL OF COA-5389-PL-ORACLE CONTRACT NUMBER 4370085; DATABASE MAINTENANCE AND SUPPORT FOR THREE (3) YEARS WITH TWO (2) ONE-YEAR RENEWAL OPTIONS BEGINNING AUGUST 25, 2011 IN AN AMOUNT NOT TO EXCEED THREE HUNDRED FIFTY-ONE THOUSAND, FOUR HUNDRED EIGHTEEN DOLLARS AND THIRTY CENTS (\$351,418.36) PER YEAR TO BE CHARGED TO AND PAID FROM FUND, DEPARTMENT, ORGANIZATION AND ACCOUNTS NUMBERS:

1001 (GENERAL FUND) 050211 (NETWORK MANAGEMENT) 5213001 (CONSULTING/PROFESSIONAL SERVICES - TECHNICAL) 1535000 (DATA PROCESSING MANAGEMENT INFORMATION SYSTEMS) [\$139,821.01]

5051 (WATER & WASTEWATER REVENUE FUND) 170113 (DWM WATERSHED INFORMATION SYSTEMS) 5213001 (CONSULTING/PROFESSIONAL SERVICES-TECHNICAL) 1535000 (DATA PROCESSING MANAGEMENT INFORMATION SYSTEMS) [\$90,215.15]

5501 (AIRPORT REVENUE FUND) 180107 (DEPARTMENT OF AVIATION, AVIATION INFORMATION SERVICES 5213001 (CONSULTING SERVICES TECHNOLOGY) 7563000 (AIRPORT) [\$121,382.20]; AND FOR OTHER PURPOSES.

- CONSENT REFER
- REGULAR REPORT REFER
- ADVERTISE & REFER
- 1ST ADOPT 2ND READ & REFER
- PERSONAL PAPER REFER

Date Referred: 09/19/2011
 Referred To: Fibrebe/B. Keene
 Referred To:
 Date Referred
 Referred To:

First Reading

Committee _____
 Date _____
 Chair _____
 Referred To _____

Finance/Accounts
 Date 9/15/11
 Chair yelton
 Action Fav, Adv, Hold (see rev. side)
 Other On Approval
 Members

Refer To _____
 Date _____
 Chair _____
 Action Fav, Adv, Hold (see rev. side)
 Other _____
 Members _____

Refer To _____
 Date _____
 Chair _____
 Action Fav, Adv, Hold (see rev. side)
 Other _____
 Members _____

ADOPTED BY
 Refer To
 OCT 03 2011
 COUNCIL

FINAL COUNCIL ACTION
 2nd 1st & 2nd 3rd
 Readings
 Consent V Vote RC Vote

CERTIFIED
 OCT 03 2011
 ATLANTA CITY COUNCIL, PRESIDENT


CERTIFIED
 OCT 03 2011
 R. Douglas Johnson
 MUNICIPAL CLERK

MAYOR'S ACTION
 APPROVED
 OCT 12 2011
 WITHOUT SIGNATURE
 BY OPERATION OF LAW



**A SUBSTITUTE ORDINANCE
BY COUNCILMAN C. T. MARTIN**

11-O-1405

AN ORDINANCE WAIVING THE PAYMENT PROVISIONS CONTAINED IN THE CITY OF ATLANTA CODE OF ORDINANCES, ARTICLE X, PROCUREMENT AND REAL ESTATE CODE, TO RATIFY THE PRIOR PROVISION OF ORACLE DATABASE MAINTENANCE AND SUPPORT UNDER AN EXPIRED AGREEMENT AUGUST 25, 2011 THROUGH OCTOBER 31, 2011; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ENTER INTO A COOPERATIVE PURCHASING AGREEMENT WITH ORACLE AMERICA, INC., UTILIZING GENERAL SERVICES ADMINISTRATION CONTRACT NUMBER GS-35F-0009T FOR THE RENEWAL OF COA-5389-PL:ORACLE CONTRACT NUMBER 4370085, DATABASE MAINTENANCE AND SUPPORT FOR THREE (3) YEARS WITH TWO (2) ONE-YEAR RENEWAL OPTIONS BEGINNING AUGUST 25, 2011 IN AN AMOUNT NOT TO EXCEED THREE HUNDRED FIFTY-ONE THOUSAND, FOUR HUNDRED EIGHTEEN DOLLARS AND THIRTY-SIX CENTS (\$351,418.36) PER YEAR TO BE CHARGED TO AND PAID FROM FUND, DEPARTMENT, ORGANIZATION AND ACCOUNTS NUMBERS:

1001 (GENERAL FUND) 050211 (NETWORK MANAGEMENT) 5213001 (CONSULTING/PROFESSIONAL SERVICES – TECHNICAL) 1535000 (DATA PROCESSING MANAGEMENT INFORMATION SYSTEMS) [\$139,821.01]

5051 (WATER & WASTEWATER REVENUE FUND) 170113 (DWM WATERSHED INFORMATION SYSTEMS) 5213001 (CONSULTING/PROFESSIONAL SERVICES-TECHNICAL) 1535000 (DATA PROCESSING MANAGEMENT INFORMATION SYSTEMS) [\$90,215.15]

5501 (AIRPORT REVENUE FUND) 180107 (DEPARTMENT OF AVIATION, AVIATION INFORMATION SERVICES 5213001 (CONSULTING SERVICES TECHNOLOGY) 7563000 (AIRPORT) [\$121,382.20]; AND FOR OTHER PURPOSES.

WHEREAS the City of Atlanta (“City”) entered into an Enterprise Licensing Agreement with Oracle (“Oracle”) for various software items pursuant to the legislation listed below:

Legislation	Adopted	Approved	Agency
03-R-0891	16-Jun-03	24-Jun-03	Aviation
04-R-1976	6-Dec-04	10-Dec-04	DIT
05-R-0061	18-Jan-05	24-Jan-05	DIT
05-R-0495	21-Mar-05	25-Mar-05	DIT
06-R-0237	8-Feb-06	9-Feb-06	Water
06-R-0830	1-May-06	8-May-10	DIT



06-R-0828	1-May-06	8-May-06	DIT
07-R-1249	18-Jun-07	18-Jun-07	Planning
08-R-0527	17-Mar-08	25-Mar-08	DIT
08-R-1601	6-Oct-08	14-Oct-08	Aviation
08-O-2293	1-Dec-08		DIT
08-O-2292	5-Jan-09	7-Jan-09	DIT
08-O-2291	5-Jan-09	7-Jan-09	DIT
09-R-0466	16-Mar-09	24-Mar-09	DIT
09-R-0465	16-Mar-09	24-Mar-09	DIT
09-R-0792	4-May-10	12-May-09	Water
09-R-0919	18-May-09	26-May-09	Aviation
10-R-0171	1-Feb-10	9-Feb-10	Water
10-O-0296	1-Mar-10	9-Mar-10	DIT
10-R-0479	15-Mar-10	23-Mar-10	DIT
10-R-0478	15-Mar-10	23-Mar-10	DIT

which enabled the City to license Oracle software; and

WHEREAS Oracle has continued to provide maintenance and support services for the Oracle databases since the initial agreement expired on August 24, 2011; and

WHEREAS, the City has a continuing need for Oracle database maintenance and support; and

WHEREAS, pursuant to Article X, Division 15 Intergovernmental Relations of the City of Atlanta Code of Ordinances, the Chief Procurement Officer may procure supplies, services or construction items through contracts established by a public procurement unit outside the City; and

WHEREAS, the Chief Information Officer and the Chief Procurement Officer have identified General Services Administration Contract Number (“GSA”) GS-35F-0009T with Oracle America, Inc (“Oracle”) as a source for the cooperative purchase of Oracle database maintenance and support; and

WHEREAS, the GSA contract was competitively procured in a manner consistent with the City of Atlanta Code of Ordinances, and the cost of the goods and/or services are comparable; and

WHEREAS the Chief Procurement Officer and the Chief Information Officer recommend utilizing GSA contract number GS-35F-0009T with Oracle for a term of three (3) years with two (2) one-year renewal options in an amount not to exceed Three Hundred Fifty-One Thousand, Four Hundred Eighteen Dollars And Thirty-Six Cents (\$351,418.36) per year to renew the City’s current Oracle contract number 4370085, Oracle database maintenance and support.



THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY ORDAINS, as follows:

SECTION 1: That the City’s actions in accepting and paying for Oracle database maintenance and support services provided by Oracle from August 25, 2011 through October 31, 2011 are ratified and confirmed.

SECTION 2: That the Mayor or his designee is authorized to enter into a cooperative purchasing Agreement utilizing GSA contract number GS-35F-0009T with Oracle for the renewal of COA-5389-PL: Oracle contract number 4370085, Oracle database maintenance and support in an amount not to exceed Three Hundred Fifty-One Thousand, Four Hundred Eighteen Dollars And Thirty-Six Cents (\$351,418.36) per year (the “Agreement”).

SECTION 3: That the cost of the aforementioned database license renewal and maintenance and support fees will be charged to and paid from the Fund, Department, Organization, and Account Numbers identified below:

- 1001 (General Fund) 050211 (Network Management) 5213001 (Consulting/Professional Services – Technical) 1535000 (Data Processing Management Information Systems) **[\$139,821.01]**
- 5051 (Water & Wastewater Revenue Fund) 170113 (DWM Watershed Information Systems) 5213001 (Consulting/Professional Services-Technical) 1535000 (Data Processing Management Information Systems) **[\$90,215.15]**
- 5501 (Airport Revenue Fund) 180107 (Department Of Aviation, Aviation Information Services) 5213001 (Consulting Services Technology) 7563000 (Airport) **[\$121,382.20]**

SECTION 4: That the Agreement will be for a period of three (3) years with two one-year renewal options with a contract provision reflecting that the term will begin on August 25, 2011.

SECTION 5: That the City Attorney is directed to assist the Chief Procurement Officer with preparing the appropriate documents for execution by the Mayor.

SECTION 6: That the Agreement will not become binding on the City, and the City will incur no obligation or liability under it until it has been executed by the Mayor, attested to by the Municipal Clerk, approved as to form by the City Attorney, and delivered to Oracle.

SECTION 7: That Article X, Section 2-1212 (establishing the prerequisite encumbrance of funds) of the City of Atlanta’s Code of Ordinances is hereby waived to the extent that such applies to the payment for services provided after contract expiration.

A true copy,
Rhonda Daughin Johnson
Municipal Clerk

ADOPTED by the Atlanta City Council
APPROVED as per City Charter Section 2-403

OCT 03, 2011
OCT 12, 2011

RCS# 1451
10/03/11
2:50 PM

Atlanta City Council

REGULAR SESSION

CONSENT I CONSENT AGENDA SECTION I OF OCT. 3, 2011

ADOPT

YEAS: 13
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 3
EXCUSED: 0
ABSENT 0

Y Smith	Y Archibong	Y Moore	Y Bond
NV Hall	Y Wan	Y Martin	NV Watson
Y Young	Y Shook	Y Bottoms	Y Willis
Y Winslow	Y Adrean	Y Sheperd	NV Mitchell

CONSENT I

ITEMS ADOPTED ON CONSENT	ITEMS ADVERSED ON CONSENT	10-03-11
1. 11-O-1418 2. 11-O-1319 3. 11-O-1320 4. 11-O-1321 5. 11-O-1322 6. 11-O-1324 7. 11-O-1346 8. 11-O-1405 9. 11-O-1408 10. 11-O-1409 11. 11-O-1314 12. 11-O-1315 13. 11-O-1316 14. 11-O-1311 15. 11-O-1241 16. 11-O-1413 17. 11-R-1378 18. 11-R-1379 19. 11-R-1386 20. 11-R-1403 21. 11-R-1384 22. 11-R-1385 23. 11-R-1381 24. 11-R-1416 25. 11-R-1373 26. 11-R-1423 27. 11-R-1387 28. 11-R-1388 29. 11-R-1389 30. 11-R-1390 31. 11-R-1391 32. 11-R-1392 33. 11-R-1393 34. 11-R-1394 35. 11-R-1395 36. 11-R-1396	37. 11-R-1397 38. 11-R-1398 39. 11-R-1399 40. 11-R-1400 41. 11-R-1401 42. 11-R-1402	