

12-0095
 (Do Not Write Above This Line)

**A RESOLUTION
 BY FINANCE EXECUTIVE COMMITTEE**

A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE AN APPROPRIATE SPECIAL PROCUREMENT AGREEMENT TO BE DESIGNATED AS CONTRACT NUMBER SP-5679-PL WITH ORACLE AMERICA, INC., FOR E-BUSINESS SUITE SOFTWARE SUPPORT AND MAINTENANCE FOR ORACLE SERVICE CONTRACT NUMBER 2086579 FOR A TERM OF FIVE (5) MONTHS BEGINNING FEBRUARY 18, 2012 ON BEHALF OF THE DEPARTMENT OF INFORMATION TECHNOLOGY, IN AN AMOUNT NOT TO EXCEED ONE HUNDRED ELEVEN THOUSAND, NINE HUNDRED EIGHTY-SIX DOLLARS AND EIGHTY-SEVEN CENTS (\$11,986.87); ALL CONTRACTED WORK WILL BE CHARGED TO AND PAID FROM FUND, DEPARTMENT, ORGANIZATION AND ACCOUNT NUMBER 1001 (GENERAL FUND) 050211 (IT NETWORK MANAGEMENT) 5213001 (CONSULTING / PROFESSIONAL SERVICES-TECHNICAL) 1535000 (DATA PROCESSING/MANAGEMENT INFORMATION SYSTEMS) AND FOR OTHER PURPOSES.

ADOPTED BY

FEB 06 2012

COUNCIL

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

Date Referred
 Referred To:
 Date Referred
 Referred To:
 Date Referred
 Referred To:

First Reading

Committee _____
 Date _____
 Chair _____
 Referred To _____

Committee *Finance Executive*
 Date *2/1/2012*
 Chair *Delois A. Moore*
 Action Fav, Adv, Hold (see rev. side)
 Other _____
 Member *[Signature]*
 Refer To _____

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

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

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

Refer To _____

Refer To _____

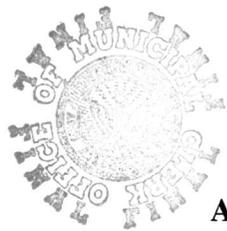
FINAL COUNCIL ACTION
 2nd 1st & 2nd 3rd
 Readings
 Consent V Vote RC Vote

CERTIFIED
 FEB 06 2012
 ATLANTA CITY COUNCIL PRESIDENT
[Signature]

CERTIFIED
 FEB 06 2012
Rachel Dunlap Johnson
 MUNICIPAL CLERK

MAYOR'S ACTION

APPROVED
 FEB 15 2012
 WITHOUT SIGNATURE
 BY OPERATION OF LAW



**CITY COUNCIL
ATLANTA, GEORGIA**

**A RESOLUTION
BY FINANCE/EXECUTIVE COMMITTEE**

12- R -0095

A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE AN APPROPRIATE SPECIAL PROCUREMENT AGREEMENT TO BE DESIGNATED AS CONTRACT NUMBER SP-5679-PL WITH ORACLE AMERICA, INC., FOR E-BUSINESS SUITE SOFTWARE SUPPORT AND MAINTENANCE FOR ORACLE SERVICE CONTRACT NUMBER 2086579 FOR A TERM OF FIVE (5) MONTHS BEGINNING FEBRUARY 18, 2012 ON BEHALF OF THE DEPARTMENT OF INFORMATION TECHNOLOGY, IN AN AMOUNT NOT TO EXCEED ONE HUNDRED ELEVEN THOUSAND, NINE HUNDRED EIGHTY-SIX DOLLARS AND EIGHTY-SEVEN CENTS (\$111,986.87); ALL CONTRACTED WORK WILL BE CHARGED TO AND PAID FROM FUND, DEPARTMENT, ORGANIZATION AND ACCOUNT NUMBER 1001 (GENERAL FUND) 050211 (IT NETWORK MANAGEMENT) 5213001 (CONSULTING / PROFESSIONAL SERVICES-TECHNICAL) 1535000 (DATA PROCESSING/MANAGEMENT INFORMATION SYSTEMS); AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta ("City") entered into a cooperative purchasing agreement with Oracle USA Inc. ("Oracle") E-Business Suite licensing, support and maintenance for Oracle contract numbers 2086579 & 2710958 for one (1) year with four (4) one-year renewal options pursuant to Resolution 08-R-0527 adopted by the Atlanta City Council on March 17, 2008 and approved by the Mayor on March 15, 2008; and

WHEREAS, the payments for renewal option numbers (1) and two (2) for Oracle contract numbers 2086579 & 2710958 were authorized pursuant to Ordinance 10-O-0296 adopted by Atlanta City Council on March 1, 2010 and approved by the Mayor on March 9, 2010; and

WHEREAS, the payment for renewal option number three (3) for e-Business Suite software support and maintenance for Oracle service contract number 2086579 was authorized pursuant to Resolution 11-R-0278 adopted by Atlanta City Council on March 7, 2011 and approved as per City Charter Section 2-403 March 16, 2011; and

WHEREAS, Oracle's E-Business Suite support and maintenance performance are satisfactory and needed to sustain business continuity and productivity; and

WHEREAS, it is in the City's best interest to combine all Oracle software maintenance and support contracts used throughout the City into one contract for ease of billing and payment and to avoid confusion and any lapses in service; and

WHEREAS, the Chief Information Officer has negotiated a short-term agreement to continue maintenance and support services for Oracle service contract number 2086579 from February 18, 2012 through June 30, 2012 in an amount not to exceed One Hundred



Eleven Thousand, Nine Hundred Eighty-Six Dollars And Eighty-Seven Cents
(\$111,986.87)

WHEREAS, the Cooperative Purchasing agreement used to procure maintenance and support services for Oracle software is no longer available the Chief Procurement Officer has determined that Oracle is a Special Procurement as defined in Atlanta City Code Section 2-1191 under the circumstances and an appropriate special procurement for these services; and

WHEREAS, the Chief Procurement Officer and the Chief Information Officer recommend the execution of a Special Procurement Agreement to be designated as Contract Number SP-5679-PL with Oracle for e-Business Suite software support and maintenance for Oracle service contract number 2086579 for a term of five (5) months on behalf of the Department of Information Technology, in an amount not to exceed One Hundred Eleven Thousand, Nine Hundred Eighty-Six Dollars And Eighty-Seven Cents (\$111,986.87).

NOW, THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, that the Mayor, or his designee, is authorized to execute a Special Procurement Agreement to be designated as Contract Number SP-5679-PL with Oracle pursuant to Atlanta City Code Section 2-1191.1 for e-Business Suite software support and maintenance for Oracle service contract number 2086579 on behalf of the Department of Information Technology, in an amount not to exceed One Hundred Eleven Thousand, Nine Hundred Eighty-Six Dollars And Eighty-Seven Cents (\$111,986.87); all contracted supplies will be charged to and paid from Fund, Department, Organization and Account number 1001(General Fund) 050211 (IT Network Management) 5213001 (Consulting/Professional Services-Technical) 1535000 (Data Processing/Management Information Systems).

BE IT FURTHER RESOLVED, that the Agreement shall have a term of five (5) months beginning February 18, 2012.

BE IT FURTHER RESOLVED, that the Chief Procurement Officer, in consultation with the City Attorney, is directed to prepare an appropriate agreement for execution by the Mayor.

BE IT FINALLY RESOLVED, 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.

A true copy,

Deputy Municipal Clerk

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

Feb. 06, 2012
Feb. 15, 2012

RCS# 1742
2/06/12
3:23 PM

Atlanta City Council

12-R-0095

SPECIAL PROCUREMENT AGREEMENT W/ORACLE
FOR SOFTWARE AND MAINTENANCE
ADOPT

YEAS: 12
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 1
EXCUSED: 1
ABSENT 2

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

12-R-0095