



Certified by Presiding Officer	Certified by Clerk
<p>Mayor's Action</p> <p><i>See Authentication Page Attachment</i></p>	

**A RESOLUTION BY FINANCE/EXECUTIVE COMMITTEE AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE COOPERATIVE PURCHASING AGREEMENT NUMBER FC-7183 WITH INTERNATIONAL BUSINESS MACHINES CORPORATION (“IBM”), PURSUANT TO SECTION 2-1602 ET SEQ. OF THE CITY OF ATLANTA CODE OF ORDINANCES, UTILIZING STATE OF GEORGIA DEPARTMENT OF ADMINISTRATIVE SERVICES STATEWIDE CONTRACT NUMBER SWC90813-02 TO LEASE HARDWARE FOR THE CITY OF ATLANTA TOTAL SOLUTION ENTERPRISE RESOURCE PLANNING SYSTEM (“CATS ERP”) REFRESH PROJECT, FOR A FOUR (4) YEAR TERM, ON BEHALF OF THE DEPARTMENT OF INFORMATION TECHNOLOGY, IN AN AMOUNT NOT TO EXCEED EIGHT HUNDRED THIRTY-FIVE THOUSAND, ONE HUNDRED SEVENTY-TWO DOLLARS AND SIXTEEN CENTS (\$835,172.16); ALL CONTRACTED WORK TO BE CHARGED TO AND PAID FROM THE FUNDING NUMBERS LISTED HEREIN; AND FOR OTHER PURPOSES.**

WHEREAS, the City of Atlanta Total Solution Enterprise Resource Planning System (“CATS ERP”) is a critical business system used by the City of Atlanta (“City”); and

WHEREAS, the CATS ERP system is a consolidation of multiple, disconnected structures from the areas of Procurement, Finance, HR, and Payroll, into a single, tightly integrated solution utilizing an Oracle platform; and

WHEREAS, International Business Machines Corporation (“IBM”) hardware is a key component of the CATS ERP system and as such, requires continuous support services in order to maintain all system functions; and

WHEREAS, critical CATS ERP system applications are residing on end-of-life/ legacy hardware that will need to be replaced in order to improve system functions, minimize down-time, and increase productivity; and

WHEREAS, IBM has the capability to provide the City with the required hardware via lease agreement; and

WHEREAS, pursuant to Article X, Division 15 Intergovernmental Relations of the City of Atlanta Code of Ordinances (the “Code”), 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 identified State of Georgia Department of Administrative Services (“Georgia DOAS”) contract number SWC90813-02 with IBM as a source for a cooperative purchase agreement necessary for the CATS ERP system refresh project; and

WHEREAS, the Chief Procurement Officer evaluated and determined that competitive procedures akin to those used by the city were used by the Georgia DOAS in the development of the contract from which the cooperative purchasing agreement was derived and that the cost of the goods, supplies, services or

construction are comparable to or less than the cost of the same goods, supplies, services or construction if obtained through city procurements under Division 4 of the City Procurement Code; and

WHEREAS, the Chief Information Officer and the Chief Procurement Officer now recommend leasing hardware for the CATS ERP refresh project for a four (4) year term.

NOW, THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, that the Mayor or his designee is authorized to execute, on behalf of the City of Atlanta, Cooperative Purchasing Agreement Number FC-7183 with IBM, utilizing Georgia DOAS contract number SWC90813-02 to lease hardware for the CATS ERP refresh project, in an amount not to exceed Eight Hundred Thirty-Five Thousand, One Hundred Seventy-Two Dollars And Sixteen Cents (\$835,172.16).

BE IT FURTHER RESOLVED, that the term of the Agreement will be for four (4) years.

BE IT FURTHER RESOLVED, that all contracted work shall be charged to and paid from the following Fund, Department Organization, Account, and Function Activity (“FDOA”) numbers:

CoA Dept/ Division	Fund #	Department Organization #	Account #	Function Activity #
DIT	1001 (General Fund)	050212 (DIT IT Server Management)	5223202 (Operating Lease/ Rental-Equipment)	1535000 (Data Processing/ Management Information System)

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

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 approved as to form by the City Attorney or her designee, executed by the Mayor or his designee, attested to by the Municipal Clerk, and delivered to IBM.

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: CANDACE L. BYRD

Dept.'s Legislative Liaison: Kieva Morrison

Contact Number: 404-330-6264 / 404-546-7753

Originating Department: Department of Information Technology

Committee(s) of Purview: Finance/ Executive Committee

Chief of Staff Deadline: Friday, January 10, 2014

Anticipated Committee Meeting Date(s): Wednesday, January 29, 2014

Anticipated Full Council Date: Monday, February 3, 2014

Legislative Counsel's Signature: [Signature]

Commissioner's Signature: [Signature]

Chief Financial Officer: \_\_\_\_\_

Chief Information Officer Signature (for IT Procurements) \_\_\_\_\_

Chief Procurement Officer Signature: [Signature]

**CAPTION**  
**A RESOLUTION**  
**BY FINANCE/EXECUTIVE COMMITTEE**

A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE COOPERATIVE PURCHASING AGREEMENT NUMBER FC-7183 WITH INTERNATIONAL BUSINESS MACHINES CORPORATION ("IBM"), PURSUANT TO SECTION 2-1602 ET SEQ. OF THE CITY OF ATLANTA CODE OF ORDINANCES, UTILIZING STATE OF GEORGIA DEPARTMENT OF ADMINISTRATIVE SERVICES STATEWIDE CONTRACT NUMBER SWC90813-02 TO LEASE HARDWARE FOR THE CITY OF ATLANTA TOTAL SOLUTION ENTERPRISE RESOURCE PLANNING SYSTEM ("CATS ERP") REFRESH PROJECT, FOR A FOUR (4) YEAR TERM, ON BEHALF OF THE DEPARTMENT OF INFORMATION TECHNOLOGY, IN AN AMOUNT NOT TO EXCEED EIGHT HUNDRED THIRTY-FIVE THOUSAND, ONE HUNDRED SEVENTY-TWO DOLLARS AND SIXTEEN CENTS (\$835,172.16); ALL CONTRACTED WORK TO BE CHARGED TO AND PAID FROM THE FUNDING NUMBERS LISTED HEREIN; AND FOR OTHER PURPOSES.

FINANCIAL IMPACT: (if any) \$835,172.16

Mayor's Staff Only

Received by CPO: \_\_\_\_\_ (date) Received by LC from CPO: \_\_\_\_\_ (date)

Received by Mayor's Office: Jamice Osei 1/13/14 (date) Reviewed by: \_\_\_\_\_ (date)

Submitted to Council: \_\_\_\_\_ (date)

Attachment: IBM\_legislation\_Coop#FC-7183, CATS ERP hw lease (14-R-3143 : Resolution to execute IBM Agreement# FC-7183, CATS ERP hw

***Part II: Legislative White Paper:***

(This portion of the Legislative Request Form will be shared with City Council members and staff)

**A. Committee of Purview: FINANCE/EXECUTIVE****Caption:**

**A RESOLUTION  
BY FINANCE/EXECUTIVE COMMITTEE**

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**Council Meeting Date: Monday, February 3, 2014**

**Requesting Dept: Information Technology**

**FAC confirmed by: Merien Rouse & Kimberly Tallon**

**B. To be completed by the department:****1. Please provide a summary of the purpose of this legislation (Justification Statement).**

DIT would like Council to authorize the execution of Cooperative Purchasing Agreement Number FC-7183 with International Business Machines Corporation (“IBM”), utilizing Georgia DOAS contract number SWC90813-02 to lease hardware for the CATS ERP refresh project, in an amount not to exceed \$835,172.16.

**2. Please provide background information regarding this legislation.****Background / Justification**

The City of Atlanta Total Solution Enterprise Resource Planning System (“CATS ERP”) is a critical business system used by the City of Atlanta (“City”).

The CATS ERP system is a consolidation of multiple, disconnected structures from the areas of Procurement, Finance, HR, and Payroll, into a single, tightly integrated solution utilizing an Oracle platform.

IBM hardware is a key component of the CATS ERP system and as such, requires continuous support services in order to maintain all system functions.

Critical CATS ERP system applications are residing on end-of-life/ legacy hardware that will need to be replaced in order to improve system functions, minimize down-time, and increase productivity.

IBM has the capability to provide the City with the required hardware via lease agreement.

**Recommendation**

The Chief Information Officer and the Chief Procurement Officer now recommend leasing hardware for the CATS ERP refresh project for a four (4) year term.

**3. If Applicable/Known:**

- (a) **Contract Type (e.g. Professional Services, Construction Agreement, etc):**  
Hardware Lease & support services.
- (b) **Source Selection:** Cooperative Purchasing Agreement
- (c) **Bids/Proposals Due:**
- (d) **Invitations Issued:**
- (e) **Number of Bids:**
- (f) **Proposals Received:**
- (g) **Bidders/Proponents:**
- (h) **Term of Contract:** A term not to exceed four (4) years.

**4. Fund Account:** 1001 (General Fund).

**5. Source of Funds:**

CoA Dept/ Division	Fund #	Department Organization #	Account #	Function Activity #
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**6. Fiscal Impact:** \$835,172.16

**7. Method of Cost Recovery:** N/A

**This Legislative Request Form Was Prepared By:** Kieva Morrison, DIT Legislative Analyst

Attachment: IBM\_legislation\_Coop#FC-7183, CATS ERP hw lease (14-R-3143 : Resolution to execute IBM Agreement# FC-7183, CATS ERP hw

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BY FINANCE/EXECUTIVE COMMITTEE**

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Attachment: IBM\_legislation\_Coop#FC-7183, CATS ERP hw lease (14-R-3143 : Resolution to execute IBM Agreement# FC-7183, CATS ERP hw

**Subcontractor Affidavit under O.C.G.A. § 13-10-91(b)(3)**

By executing this affidavit, the undersigned subcontractor verifies its compliance with O.C.G.A. § 13-10-91, stating affirmatively that the individual, firm or corporation which is engaged in the physical performance of services under a contract with Prosys Information Systems on behalf of City of Atlanta has registered with, is authorized to use and uses the federal work authorization program commonly known as E-Verify, or any subsequent replacement program, in accordance with the applicable provisions and deadlines established in O.C.G.A. § 13-10-91. Furthermore, the undersigned subcontractor will continue to use the federal work authorization program throughout the contract period and the undersigned subcontractor will contract for the physical performance of services in satisfaction of such contract only with sub-subcontractors who present an affidavit to the subcontractor with the information required by O.C.G.A. § 13-10-91(b). Additionally, the undersigned subcontractor will forward notice of the receipt of an affidavit from a sub-subcontractor to the contractor within five business days of receipt. If the undersigned subcontractor receives notice that a sub-subcontractor has received an affidavit from any other contracted sub-subcontractor, the undersigned subcontractor must forward, within five business days of receipt, a copy of the notice to the contractor. Subcontractor hereby attests that its federal work authorization user identification number and date of authorization are as follows:

130871985  
Federal Work Authorization User Identification Number  
5/14/2007  
Date of Authorization  
IBM Corporation  
Name of Subcontractor  
IBM Infrastructure for Oracle Project  
Name of Project  
IBM City of Atlanta  
Name of Public Employer

I hereby declare under penalty of perjury that the foregoing is true and correct.

Executed on Sept. 9, 2013 in Alph. (city), GA (state).  
[Signature]  
Signature of Authorized Officer or Agent

Printed Name and Title of Authorized Officer or Agent

SUBSCRIBED AND SWORN BEFORE ME  
ON THIS THE 9 DAY OF Sept., 2013.  
Carol Galafan  
NOTARY PUBLIC

My Commission Expires:

Notary Public, Fulton County, Georgia  
My Commission Expires Oct. 19, 2015

Attachment: IBM\_legislation\_Coop#FC-7183, CATS ERP hw lease (14-R-3143 : Resolution to execute IBM Agreement# FC-7183, CATS ERP hw

**ORIGINAL**



6575 The Corners Parkway, Suite 300  
Norcross, GA 30092

October 15, 2013

Mr. Jeremy Johnson  
City of Atlanta  
Department of Information Technology  
55 Trinity Avenue SW, Suite G0700  
Atlanta, GA 30303

Dear Mr. Johnson,

The City of Atlanta has been one of IBM's finest customers for years—Prosyst and IBM sincerely appreciate your business and are wholly committed to your success as a leading Municipal Government in the U.S. Since 2005, IBM has worked to serve as a Partner to the City of Atlanta, providing the systems infrastructure for one of the City of Atlanta's its most critical systems, the Oracle E-Business Suite application for Enterprise Resource Planning (ERP). One of the benefits of IBM's systems and technology is the reliability and stability of its solutions, but as the existing infrastructure nears seven years of age, a modernization initiative for these systems will address: a few critical needs that exist due to items withdrawn from support; the ability for the City of Atlanta to reduce annual operating expense, which now exists as maintenance costs; and to prepare the City of Atlanta to meet its performance needs into the future, leveraging skills which exist today. Prosyst has worked closely with IBM to develop a solution design to modernize the technical infrastructure for these key systems and are pleased to present this design with this Offer.

#### **Inherent Risks**

There are a few areas of significant importance that need to be addressed within the technical environment of the City of Atlanta—both for Oracle EBS, but also the larger population of systems within the Department of Information Technology. Primarily, there is an inherent risk to the stability and availability of systems and applications within the City due to the dependency on a primary system which was part of the initial technology architecture for the City's Oracle EBS environment, but as an enterprise-class system, is also used to support other systems and applications within the City of Atlanta. Specifically, this system is an IBM Brocade 2109-M14 Director, which is a device that handles fiber channel connectivity between host systems and storage devices within the City Hall data center. The value of this device is in its design as an enterprise system, to serve as a 'hub' for data traffic and scale to meet the overall needs of the organization, with the reliability and performance needed to support mission-critical requirements. The risk that exists for the City of Atlanta is due to the age of this platform and its withdrawal from support on December 31, 2010. While the systems have continued to perform without issues since this period of time, it is a large risk faced by the City and needs to be addressed.

A second area of risk relates to the Operating System of the existing systems for Oracle EBS, IBM AIX 5.3. IBM withdrew support for this version of the AIX Operating System (Version 5) on April

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30, 2012. While IBM can provide its library of known fixes for this level of Operating System version and release as an extended maintenance agreement, IBM is not developing any new fixes for this version of AIX, if any future issues were to arise. Our proposal provides systems with AIX 6.x or higher. These two areas within the systems architecture for the City of Atlanta's Oracle E-Business Suite environment are significant and through this proposal, we provide remedies to address these issues.

### **An Approach for the Future**

In May 2012, the City of Atlanta acquired new IBM systems to serve as the host platform and storage controller to support the City of Atlanta's implementation of Oracle Hyperion Planning & Budget and Oracle Business Intelligence Enterprise Edition (OBIEE) applications. For the refresh of the Oracle EBS infrastructure, we are able to leverage the systems in place and add to this design to provide a comprehensive solution for the City of Atlanta. Additionally, we have also added into the systems and solution architecture to provide the replacement systems for the IBM Brocade 2109 Director and to also provide a replacement for another system within the City of Atlanta that is at the end of its support lifecycle and currently serves as the Virtual Tape Library (VTL) for the City of Atlanta (IBM TS 7520, expires from support on March 31, 2013).

Specifically, Prosys' proposal provides the following technologies:

1. Adding 192GB (352GB total) memory to the existing Power 740 for Oracle Hyperion and OBIEE and IBM AIX General Parallel File System. The additionally memory will allow this host system to scale to support EBS applications within the same host system;
2. Adding a second Power 740 system (16 Core; 352GB of RAM) into the design to support EBS application and a re-balancing of workloads for EBS, Hyperion, and OBIEE across the two host systems;
3. Adding three Power 701 Blade servers to the existing IBM BladeCenter, so the City may use these servers for its Oracle EBS applications outside the 'firewall';
4. Adding additional storage to the existing IBM Storwize V7000 Storage Controller for Oracle Hyperion and EBS. This additional storage will allow the City of Atlanta to migrate off four separate storage controllers which exist today to support the EBS workload. IBM also introduces Solid State Drives (SSD) into the equation, and when combined with IBM Easy Tier on the V7000, will allow the City to have automatic tiering of storage and the allocation of high performance resources to workloads that demand the performance (for example, Reporting);
5. Introducing IBM Brocade 96-port Switches (Core) to replace the 2109-M14. These systems will allow for a core-edge design of connectivity and will allow the City of Atlanta to be prepared for future workloads and growth;
6. Technology and Systems to be located at 180 Peachtree to provide for Disaster Recovery capabilities. The City is able to locally (City Hall) have High Availability between its Production systems, but in the event it needs to run Production for a length of time, a Power 740, Power 710, V7000, SAN Fabric, and Rack/HMC will be located at 180 Peachtree.
7. Four year hardware and software maintenance for all items, included;

### **Existing Maintenance**

Given the age of the current systems for the City's Oracle EBS environment, the City has a high cost of maintenance—for the items in which maintenance is still offered. Absent from these

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costs are the cost of the items that are withdrawn from Support, specifically the IBM Brocade 2109 Director. In addition to high maintenance costs, are the risks which exist and are not quantified in terms of real dollars and have been discussed previously in this proposal. For the costs that are quantifiable, the maintenance costs for the hardware systems that support Oracle EBS, as of July 1, 2013 is \$203,876.12. With the increase in age of systems, the on-going cost inflation for maintaining these systems averages a conservative 7% year-over-year, as service incident rise with age and the cost of available parts also rises with age (and this only exists for items that still qualify for Support). Given this estimated amount of inflation, the estimated maintenance cost for these systems for FY2014, 2015, 2016, and 2017 would be \$203,876.12; \$218,147.45; \$233,417.774; \$249,757.01, respectively—a four-year total of \$905,198.35. Again, absent of this total are costs that would exist to support AIX 5.3 and the 2109-M14, were these items still eligible for Support.

### Financial Information

With the cost of maintenance for existing systems, IBM's approach for this proposal is to put forth an offer that would modernize and replace the existing systems for Oracle EBS, alleviate existing risks with technology past its life of support, provide automation and flexibility to the City of Atlanta, and to do so in a manner in which the cost of these systems (with all licensing and maintenance for a four-year term) less to or equal to the cost of maintaining existing systems.

Exhibit 1 details the solution elements of this proposal and provides the list price of all solution elements. Prosys and IBM are able to provide its 'most aggressive' pricing to the City of Atlanta when pricing is performed in a manner in which we provide a bottom-line price to our customers, versus line item pricing (primarily stated this way for competitive reasons). Prosys proposes its solution to the City of Atlanta via the terms and conditions of Prosys' contract with Atlanta Public Schools and cooperative purchasing between the City of Atlanta and Atlanta Public Schools.

### Exhibit 1

#### Solution Summary

Item	Description	List Price	State/GA Price	CoA Price
Power 740 MES	Add memory, GPFS to existing 740	52,572.00	47,314.80	34,171.80
New Power 740	New Power 740, 16C; 352GB; AIX; GPFS	156,670.00	141,003.00	100,350.62
Power 701 (3)	Power 701 Blades for App Serving	46,678.00	42,010.20	28,354.38
V7000 Expansion	Adding Storage to existing V7000	374,462.00	243,400.30	133,046.35
DataCenter Fabric	Fiber Channel switching	437,680.00	284,492.00	195,424.12
DR Power 740	Power 740 at 180 P'tree, 16C; 352GB	127,479.00	114,974.10	82,960.15
DR Power 710	Power 710 for App Serving	11,622.00	10,459.80	8,234.13
DR Rack - HMC	Rack and HMC in DR	18,322.00	16,489.80	12,416.94
DR V7000	V7000 for 180 P'tree location	168,614.00	109,599.10	59,908.55
DR Fabric	Fiber Channel switching	84,082.00	54,653.30	37,542.61
Maintenance	4 Years 24x7x4 coverage, all HW and SW	109,968.00	109,968.00	109,968.00
Total		\$ 1,588,149.00	\$ 1,174,364.40	\$ 802,377.65

From a comparative perspective, the cost of new systems, in which future maintenance is included, versus the on-going cost for maintaining existing systems provides the City with an estimated cost savings of \$101,068.61 over the four-year period.

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Prosys would like to recommend that the City of Atlanta to consider a lease alternative to 'smooth out' costs and provide the City with the flexibility to keep, replace, or return the systems at the end of a four-year period. For this purpose, IBM Global Finance provides two different payment scenarios that would allow the City to pay for the systems over 48 months—a payment stream of 48 payments, or to defer the first payment until July 1, 2014 (42 Payments). A deferral of this manner would allow the City to migrate from the current systems while maintaining existing maintenance during the transition period, so the City is not paying both existing maintenance and also lease payment at the same time. Exhibit 2 details the lease payment options and information.

#### IBM Global Finance Options

Item	Description	Principal	Monthly	# of Pmt.	Total
Option 1	48 Month Lease	802,377.65	\$ 17,399.42	48	\$835,172.16
Option 2	48 Month Lease w/6 Month Deferral	802,377.65	\$ 20,038.91	42	\$841,634.22

#### Notes:

1. Assumption is December hardware ship/install, first month of billing of 48 Month Lease is January 2014;
2. Assumption is December hardware ship/install, first month of billing with 6 Month Deferral is July 2014.

#### Funding Requirements Per Fiscal Year

Item	MRC	FY14	FY15	FY16	FY17	FY18	Total
Option 1	\$ 17,399.42	104,396.52	208,793.04	208,793.04	208,793.04	104,396.52	\$ 835,172.16
Option 2	\$ 20,038.91	-	240,466.92	240,466.92	240,466.92	120,233.46	\$ 841,634.22

#### Notes:

1. Option 1 would have first invoice (with December ship/install) in January 2014 and consist of 6 payments in FY14; 12 payments FY15,16,17; and 6 payments in FY18.
2. Option 2 would have first invoice (with December ship/install) in July 2014 and consist of 0 payments in FY14; 12 payments in FY15,16,17; and 6 payments in FY18.
3. Any delay in ship/install would push back dates by the similar term of delay (i.e., delay of one month would (push back the month of billing, invoices per FY, etc.). Term remains 48 months and 48 or 42

#### IBM – State of Georgia Server and Storage Contract, SWC90813-02

Prosys Information Systems proposes this solution to the City of Atlanta using the IBM – State of Georgia Server and Storage Contract, Agreement Number SWC90813-02. This contract is managed and governed by IBM and the State of Georgia Department of Administrative Services (DOAS). **The structure of this Agreement is a direct contract between the purchasing organization (City of Atlanta) and IBM, with Prosys Information Services acting as a Sales Agent for IBM to develop and propose this solution to the City of Atlanta.** As such, the City of Atlanta would structure its legislation as an agreement between the City of Atlanta and IBM Corporation, Agreement Number SWC90813-02, with Prosys Information Systems (LOCID 33987) serving as an Agent of IBM.

In accordance with IBM's fee payment policy for IBM Business Partners' marketing activities to public sector end users, that result in an IBM sale of products and/or service, we are disclosing the fact that as a result of any such sale to you by IBM, Prosys may receive a fee from IBM for such marketing activities. We will also provide a copy of this disclosure notification to IBM for their records.

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As this will be a direct purchase from IBM via the IBM - State of Georgia Contract SWC90813-02, the Purchase Order must contain the following information:

- Be addressed to: IBM Corporation, C/O Paul Armistead, 6303 Barfield Road, 30328
  - Include on the PO: IBM / State of Georgia Contract number: SWC90813-02
  - IBM Business Partner's name: ProSys Information Systems
  - IBM Business Partner's ID#: 33987
- Customer Requested Arrival Date (CRAD): October 31, 2013.

We also understand that the City of Atlanta may plan to conduct this solution via IBM Global Finance agreement (with deferral) and the City of Atlanta may or may not issue a Purchase Order, versus signing and executing the IBM Global Finance agreement.

### Conclusion

Prosys and IBM sincerely thanks the City of Atlanta for its business, its partnership, and we are very pleased to have the opportunity to extend our business relationship. We hope you find value in our Offer and please do not hesitate to call or write with any questions or concerns. Thank you.

Sincerely,



Chris McElrath  
Prosys Client Executive

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*Legislative Summary***Committee of Purview**

A RESOLUTION  
BY FINANCE/EXECUTIVE COMMITTEE

**Caption:**

A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE COOPERATIVE PURCHASING AGREEMENT NUMBER FC-7183 WITH INTERNATIONAL BUSINESS MACHINES CORPORATION (“IBM”), PURSUANT TO SECTION 2-1602 ET SEQ. OF THE CITY OF ATLANTA CODE OF ORDINANCES, UTILIZING STATE OF GEORGIA DEPARTMENT OF ADMINISTRATIVE SERVICES STATEWIDE CONTRACT NUMBER SWC90813-02 TO LEASE HARDWARE FOR THE CITY OF ATLANTA TOTAL SOLUTION ENTERPRISE RESOURCE PLANNING SYSTEM (“CATS ERP”) REFRESH PROJECT, FOR A FOUR (4) YEAR TERM, ON BEHALF OF THE DEPARTMENT OF INFORMATION TECHNOLOGY, IN AN AMOUNT NOT TO EXCEED EIGHT HUNDRED THIRTY-FIVE THOUSAND, ONE HUNDRED SEVENTY-TWO DOLLARS AND SIXTEEN CENTS (\$835,172.16); ALL CONTRACTED WORK TO BE CHARGED TO AND PAID FROM THE FUNDING NUMBERS LISTED HEREIN; AND FOR OTHER PURPOSES.

**Council Meeting Date:**

February 3, 2014

**Contract Type:**

Cooperative Purchasing Agreement

**Source Selection:**

N/A

**Proposals Due:**

N/A

**Invitations Issued:**

N/A

**Proposals Received:**

N/A

**Background:**

The City of Atlanta Total Solution Enterprise Resource Planning System (“CATS ERP”) is a critical business system used by the City of Atlanta (the “City”). The CATS ERP system is a consolidation of multiple, disconnected structures from the areas of Procurement, Finance, HR, and Payroll, into a single, tightly integrated solution utilizing an Oracle platform. IBM hardware is a key component of the CATS ERP system and as such, requires continuous support services in order to maintain all system functions. Critical CATS ERP system applications are residing on end-of-life/ legacy hardware that will need to be replaced in

order to improve system functions, minimize down-time, and increase productivity. IBM has the capability to provide the City with the required hardware via lease agreement.

**Fund Account Center:**

CoA Dept/ Division	Fund #	Department Organization #	Account #	Function Activity #
DIT	1001 (General Fund)	050212 (DIT IT Server Management)	5223202 (Operating Lease/ Rental-Equipment)	1535000 (Data Processing/ Management Information System)

**Fiscal Impact (if any):** \$835,172.16

**Term of Contract:** Four (4) year term with no renewal options.

**Method of Cost Recovery:** N/A

**Approvals:**

**DOF:**

**DOL:**

Approved

**Prepared By:**

Eugene F. Fuller, Jr., Esq., Contracting Officer (404) 865-8709

**Contract Number:**

FC-7183

Attachment: IBM\_legislation\_Coop#FC-7183, CATS ERP hw lease (14-R-3143 : Resolution to execute IBM Agreement# FC-7183, CATS ERP hw



## CITY OF ATLANTA

SUITE 1900

55 TRINITY AVENUE, SW  
ATLANTA, GA 30303

(404) 330-6204 Fax: (404) 658-7705

Internet Home Page: [www.atlantaga.gov](http://www.atlantaga.gov)

DEPARTMENT OF PROCUREMENT

Adam L. Smith, Esq., CPPO, CPPB, CPPM, CPP

Chief Procurement Officer

[asmith@atlantaga.gov](mailto:asmith@atlantaga.gov)

Kasim Reed  
Mayor

## MEMORANDUM

TO: Councilmember Alex Wan  
Chair, Finance Executive Committee

FROM: Adam L. Smith 

RE: Cooperative Purchasing Agreement FC-7183 with International Business Machine Corporation utilizing State Of Georgia Department of Administrative Services Statewide Contract Number SWC90813-02

DATE: January 10, 2014

This memorandum is to certify that the above-referenced Cooperative Agreement was competitively procured in a manner consistent and pursuant to sections 2-1602, 2-1604, 2-1606 and 2-1608 of the Procurement and Real Estate Code. We reviewed the terms of the Agreement and determined that the costs for the goods/services are competitive and comparable.

If you have any questions or need additional information, please do not hesitate to contact me.

  Georgia Secretary of State

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# INTERNATIONAL BUSINESS MACHINES CORPORATION Control Number: H855773

- Main
- Reports
- Officers
- Filing History

Entity Info

Entity Id 570026

Key Indicators

Model Type	Locale	Qualifier	Corporation Foreign For-Profit
Business Name Suffix		Suffix	INTERNATIONAL BUSINESS MACHINES CORPORATION
Entity Status		Effective Date	Registration Date Is Perpetual? 10/28/1938 10/28/1938
Foreign Name Suffix		Entity Status Date	Yes Active/Compliance 3/19/2012
		Date of Organization	State Country New York No

Principal Office Address

Line1 Line2 PRINCIPAL NORTH CASTLE DRIVE  
 City ARMONK State New York Zip 10504

Agent  
 Is non-commercial Registered Agent? Name No C T CORPORATION  
 SYSTEM

Address  
 Line1 Line2 1201 Peachtree Street, NE  
 City Atlanta State Georgia Zip 30361  
 Phone Number Fax Number Email

Attachment: IBM\_legislation\_Coop#FC-7183, CATS ERP hw lease (14-R-3143 : Resolution to execute IBM Agreement# FC-7183, CATS ERP hw

Previous Names

Name Changed From	Name Changed To	Surviving Entity Id	Cancelled Entity Id	Effective Date	Due Date	File Number	Actions
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No Miscellaneous Filings were found.

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Report List

Report Year	Date Filed	Date Received	File Number
1992	5/13/1992	5/13/1992	H855773-2331148
2001	4/16/2001	4/16/2001	H855773-2331151
2002	4/02/2002	4/02/2002	H855773-2331152
2003	3/27/2003	3/27/2003	H855773-2331153
2004	4/01/2004	4/01/2004	H855773-2331154
2005	4/12/2005	4/12/2005	H855773-2331155
2006	3/21/2006	3/21/2006	H855773-2331156
2007	3/29/2007	3/29/2007	H855773-5832260
2008	5/29/2008	5/29/2008	H855773-7148025
2009	3/30/2009	3/30/2009	H855773-7687326
2010	4/01/2010	4/01/2010	H855773-8614427
2011	3/14/2011	3/14/2011	H855773-9373644
2012	3/19/2012	3/19/2012	H855773-10255973
2013	3/20/2013	3/20/2013	H855773-10775722

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Officers

Name	Address	Executing Officer	File Number	Actions
BROWDY, MICHELLE H	NEW ORCHARD ROAD ARMONK, NY 10504	Is Executing Officer?: Yes Executing Officer Type: Secretary	H855773	<a href="#">View</a>
LOUGHRIDGE, MARK	NEW ORCHARD RD ARMONK, NY 10504	Is Executing Officer?: Yes Executing Officer Type: CFO	H855773	<a href="#">View</a>
ROMETTY, VIRGINIA M	NEW ORCHARD RD ARMONK, NY 10504	Is Executing Officer?: Yes Executing Officer Type: CEO	H855773	<a href="#">View</a>

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Filing History

File Number	Key Indicators	Filed Date	Actions
H855773	Model Type : Corporation Locale : Foreign Qualifier : For-Profit	3/19/2012	<a href="#">View</a>

Attachment: IBM\_legislation\_Coop#FC-7183, CATS ERP hw lease (14-R-3143 : Resolution to execute IBM Agreement# FC-7183, CATS ERP hw

File Number	Key Indicators	Filed Date	Actions
H855773-2331148	Action Type : New Filing Entry Type : Back Office Model Type : Corporation Locale : Foreign Qualifier : For-Profit	5/13/1992	<a href="#">View</a>
H855773-2331149	Action Type : Annual Registration Entry Type : Back Office Model Type : Corporation Locale : Foreign Qualifier : For-Profit	7/02/1998	<a href="#">View</a>
H855773-2331150	Action Type : Correction Entry Type : Back Office Model Type : Corporation Locale : Foreign Qualifier : For-Profit	3/09/1999	<a href="#">View</a>
H855773-2331151	Action Type : Annual Registration Entry Type : Back Office Model Type : Corporation Locale : Foreign Qualifier : For-Profit	4/16/2001	<a href="#">View</a>
H855773-2331152	Action Type : Annual Registration Entry Type : Back Office Model Type : Corporation Locale : Foreign Qualifier : For-Profit	4/02/2002	<a href="#">View</a>
H855773-2331153	Action Type : Annual Registration Entry Type : Back Office Model Type : Corporation Locale : Foreign Qualifier : For-Profit	3/27/2003	<a href="#">View</a>
H855773-2331154	Action Type : Annual Registration Entry Type : Back Office Model Type : Corporation Locale : Foreign Qualifier : For-Profit	4/01/2004	<a href="#">View</a>
H855773-2331155	Action Type : Annual Registration Entry Type : Back Office Model Type : Corporation Locale : Foreign Qualifier : For-Profit	4/12/2005	<a href="#">View</a>
H855773-2331156	Action Type : Annual Registration Entry Type : Back Office Model Type : Corporation Locale : Foreign Qualifier : For-Profit	3/21/2006	<a href="#">View</a>
H855773-5832260	Model Type : Corporation Locale : Foreign	3/29/2007	<a href="#">View</a>

Attachment: IBM\_legislation\_Coop#FC-7183, CATS ERP hw lease (14-R-3143 : Resolution to execute IBM Agreement# FC-7183, CATS ERP hw

File Number	Key Indicators	Filed Date	Actions
H855773-7148025	Qualifier : For-Profit Action Type : Annual Registration Entry Type : Back Office Model Type : Corporation Locale : Foreign	5/29/2008	<a href="#">View</a>
H855773-7687326	Qualifier : For-Profit Action Type : Annual Registration Entry Type : Back Office Model Type : Corporation Locale : Foreign	3/30/2009	<a href="#">View</a>
H855773-8614427	Qualifier : For-Profit Action Type : Annual Registration Entry Type : Back Office Model Type : Corporation Locale : Foreign	4/01/2010	<a href="#">View</a>
H855773-9373644	Qualifier : For-Profit Action Type : Annual Registration Entry Type : Back Office	3/14/2011	<a href="#">View</a>

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Attachment: IBM\_legislation\_Coop#FC-7183, CATS ERP hw lease (14-R-3143 : Resolution to execute IBM Agreement# FC-7183, CATS ERP hw

Contract: SWC90813-02 (Servers/Storage)  
Supplier: IBM

Search For Contract

Contract Info

**General**  
Contract Number: SWC90813-02  
Contract Name: Servers/Storage  
Contract Type: MANDATORY Statewide Contract  
Supplier Name: IBM  
Active:

**Contract Status**  
Description: Catalog Live In TGM

**Details**  
Hard Copy Location: This is the statewide contract for IBM Hardware. The contract covers predominantly IBM server hardware. The cataloging method for this contract is mainly punch-out, but forms are provided for one-off customized server creations. Form orders must contain the IBM quote ID, NIGP Codes: 20453, 20496, 20623, 20657, 20661, 20664, 20689, 93921  
Expiration Date: 8/31/2014 11:59 PM EST

**Supporting Documents**  
• 1. SWC Information Sheet  
• 2. Benefit Sheet  
• 1. Contract Overview Presentation Part I  
• 2. Contract Overview Presentation Part II  
• IBM external website

**Related Contract(s)**  
Technology  
Punchout

**Group Category Name**  
Technology  
**Catalog Type**  
Punchout

**Controls**  
Owners: Beverly Alexander  
Email: Beverly.Alexander@dcaas.ga.gov  
Phone: +1 (404) 656-5345  
**PO Clauses**  
There are no PO clauses associated with this contract.

Contract No.	Description	Quantity	Unit Price	Contract Start	Contract End	Expiration Date	Status
SWC90819-02	Law Enforcement Equipment (GSA Schedule 84)	0		6/25/2009	6/30/2014	6/30/2014	Active
SWC90818-02	Facility Maintenance Services	0		7/1/2009	6/30/2014	6/30/2014	Active
SWC90813-04	Petroleum, Liquid Gas (LP) Reg	0		7/15/2009	7/15/2014	7/15/2014	Active
SWC90813-01	Petroleum, Liquid Gas (LP) Reg	0		7/15/2009	7/15/2014	7/15/2014	Active
SWC90813-02	Petroleum, Liquid Gas (LP) Reg	0		7/15/2009	7/15/2014	7/15/2014	Active
99999-SPD-ES40199411-02	Multifunctional Devices Print/ Copy/ Scan/Fax (Segments 2-4)	0		9/17/2009	6/30/2014	6/30/2014	Active
99999-SPD-ES40199411-01	Multifunctional Devices Print/ Copy/ Scan/Fax (Segments 2-4)	0		9/17/2009	6/30/2014	6/30/2014	Active
99999-SPD-T20120702-0008	PC Hardware, Related Equipment and Services	0		7/2/2012	8/31/2014	8/31/2014	Active
99999-SPD-T20120702-0007	PC Hardware, Related Equipment and Services	0		7/2/2012	8/31/2014	8/31/2014	Active
99999-SPD-T20120702-0006	PC Hardware, Related Equipment and Services	0		7/2/2012	8/31/2014	8/31/2014	Active
99999-SPD-T20120702-0005	PC Hardware, Related Equipment and Services	0		7/2/2012	8/31/2014	8/31/2014	Active
99999-SPD-T20120702-0004	PC Hardware, Related Equipment and Services	0		7/2/2012	8/31/2014	8/31/2014	Active
99999-SPD-T20120702-0003	PC Hardware, Related Equipment and Services	0		7/2/2012	8/31/2014	8/31/2014	Active
99999-SPD-T20120702-0001	PC Hardware, Related Equipment and Services	0		7/2/2012	8/31/2014	8/31/2014	Active



### CONTRACT RENEWAL (#4)

This amendment by and between the Contractor and State Entity defined below shall be effective as of the date this Amendment is fully executed. To the extent the contract requires the State Entity to issue a Notice of Award Amendment for purposes of exercising the renewal option, this written document shall serve as such Notice of Award Amendment.

STATE OF GEORGIA CONTRACT	
<b>State Entity's Name:</b>	Georgia Department of Administrative Services
<b>Contractor's Full Legal Name:</b>	International Business Machines, Corp. ("IBM")
<b>Contract No.:</b>	SWC 90813-02 <i>BM</i>
<b>Solicitation No./Event ID:</b>	99999-001-0000001213
<b>Solicitation Title/Event Name:</b>	Statewide Procurement of IT Servers
<b>Contract Award Date:</b>	On or around August 10, 2009
<b>Current Contract Term:</b>	September 1, 2012 through August 31, 2013

WHEREAS, the Contract is in effect through the Current Contract Term as defined above; and

NOW THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties do hereby agree as follows:

- CONTRACT RENEWAL/EXTENSION.** The parties hereby agree that the contract will be renewed/extended for an additional period of time as follows:

NEW CONTRACT TERM	
<b>Beginning Date of New Contract Term:</b>	September 1, 2013
<b>End Date of New Contract Term:</b>	August 31, 2014

The parties agree the contract will expire at midnight on the date defined as the "End Date of the New Contract Term" unless the parties agree to renew/extend the contract for an additional period of time.

- SUCCESSORS AND ASSIGNS.** This Amendment shall be binding upon and inure to the benefit of the successors and permitted assigns of the parties hereto.

3. **ENTIRE AGREEMENT.** Except as expressly modified by this Amendment, the contract shall be and remain in full force and effect in accordance with its terms and shall constitute the legal, valid, binding and enforceable obligations to the parties. This Amendment and the contract (including any written amendments thereto), collectively, are the complete agreement of the parties and supersede any prior agreements or representations, whether oral or written, with respect thereto.

IN WITNESS WHEREOF, the parties have caused this Amendment to be duly executed by their authorized representatives.

**CONTRACTOR**

<b>Contractor's Full Legal Name: (PLEASE TYPE OR PRINT)</b>	IBM
<b>Authorized Signature:</b>	<i>Russell Boles</i>
<b>Printed Name and Title of Person Signing:</b>	Russell Boles – Public Sector Contracts Sales Manager
<b>Date:</b>	6/11/13
<b>Company Address:</b>	7100 Highlands Parkway A04-01 Smyrna, GA 30080

**GA DEPARTMENT OF ADMINISTRATIVE SERVICES**

<b>Authorized Signature:</b>	<i>Leslie Lowe</i>
<b>Printed Name and Title of Person Signing:</b>	Leslie Lowe – Deputy Commissioner DOAS – State Purchasing Division
<b>Date:</b>	6/12/13
<b>Company Address:</b>	200 Piedmont Avenue, SE, Suite 1308, West Tower Atlanta, GA 30334-9010

# State of Georgia Statewide Standard Contract Form

Solicitation Title <b>Statewide Procurement of IT Servers</b>	Solicitation Number <b>99999-001-0000001213</b>	Contract Number <b>SWC-90813</b>
------------------------------------------------------------------	----------------------------------------------------	-------------------------------------

1. This Contract is entered into between the Agency and the Contractor named below:

Agency's Name  
**Department of Administrative Services** (hereafter called Agency)

Contractor's Name  
**International Business Machines, Corp.** (hereafter called Contractor)

2. Contract to Begin: Date this Contract is Fully Executed ("Effective Date")	Date of Completion: One Calendar Year from the Effective Date	Renewals: Four (4) One-Year Options to Renew
----------------------------------------------------------------------------------	------------------------------------------------------------------	-------------------------------------------------

3. Performance Bond, if any: <b>NONE</b>	Other Bonds, if any: <b>NONE</b>
---------------------------------------------	-------------------------------------

4. Authorized Person to Receive Contract Notices for Agency: <b>Ms. Beverly Alexander beverly.alexander@doas.ga.gov</b>	Authorized Person to Receive Contract Notices for Contractor: <b>Mr. Terry Groulx tgroulx@us.ibm.com</b>
--------------------------------------------------------------------------------------------------------------------------------	-----------------------------------------------------------------------------------------------------------------

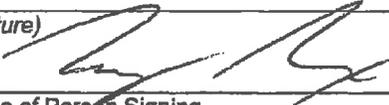
5. The parties agree to comply with the terms and conditions of the following attachments which are by this reference made a part of the Statewide Contract:

Attachment 1: <b>Statewide Contract Terms and Conditions for Goods and Ancillary Services</b>
Attachment 2: <b>Solicitation (referenced above)</b>
Attachment 3: <b>Contractor's Final Response dated 10/6/08 and Updated Pricing dated 6/12/09</b>

IN WITNESS WHEREOF, this Contract has been executed by the parties hereto.

6. **Contractor**

Contractor's Name (If other than an individual, state whether a corporation, partnership, etc.)  
**International Business Machines, Corp.**

By (Authorized Signature) 	Date Signed <b>7/10/2009</b>
------------------------------------------------------------------------------------------------------------------	---------------------------------

Printed Name and Title of Person Signing  
**Terry Groulx IBM Client Representative**

Address  
**4111 Northside Parkway Atlanta, GA 30327**

7. **Agency**

Agency Name  
**Department of Administrative Services**

By (Authorized Signature) 	Date Signed <b>8/11/09</b>
------------------------------------------------------------------------------------------------------------------	-------------------------------

Printed Name and Title of Person Signing  
**Terry A. Dawkins - Director of Strategic Sourcing**

Address  
**200 Piedmont Ave., SE, Suite 1308 West Tower  
Atlanta, GA 30334-9010**

Attachment: IBM\_legislation\_Coop#FC-7183, CATS ERP hw lease (14-R-3143 : Resolution to execute IBM Agreement# FC-7183, CATS ERP hw

