

Mayor and Council Communication

DATE: 09/17/24

M&C FILE NUMBER: M&C 24-0840

LOG NAME: 60COOPERATIVE PURCHASE AGREEMENT FOR ORACLE SOFTWARE

SUBJECT

(ALL) Authorize Execution of a Purchasing Agreement with Mythics, LLC Utilizing an OMNIA Partners Cooperative Purchasing Agreement in an Annual Amount Up to \$167,955.00 for the Acquisition of Oracle Java Software Licensing Subscription Services for the Water Department

RECOMMENDATION:

It is recommended that the City Council authorize the execution of a purchasing agreement with Mythics, LLC, utilizing an OMNIA Partners Cooperative Purchasing Agreement in an annual amount up to \$167,955.00 for the acquisition of Oracle Java software licensing subscription services for the Water Department.

DISCUSSION:

The Water Department utilizes Java based hardware and software applications across the entire service stack. Java is a programming language and development platform that is used to create various types of applications. Java is embedded in numerous software applications and hardware appliances. Oracle acquired the Java programming language from Sun Microsystems on January 27, 2010. Oracle licenses authorize individuals and instances to use Java based applications, regardless of how often the product is used.

Maricopa County, Arizona (Maricopa) processed a Request for Proposals (RFP), RFP 180233-RFP, and received six proposals. Mythics was awarded OMNIA Partners Contract 180233-02 as an Oracle systems integrator, consulting firm, managed services provider representing Oracle product lines across Cloud, Software, Support, Engineered Systems, and Hardware. Maricopa's selected vendor meets the qualifications to provide Oracle Java software licenses to the Fort Worth Water Department.

It is estimated that the Water Department will spend \$167,955.00 annually. This figure is based upon the number of enabled Water Department network accounts. It should be noted that Water Department staff levels may fluctuate annually which may increase or decrease annual licensing costs in the future, the overall amount of the agreement could increase.

Funding is budgeted in the General Operating & Maintenance category in the Water & Sewer Fund for the Water Department.

COOPERATIVE PURCHASE - State law provides that a local government purchasing an item under a Cooperative Purchasing Agreement satisfies state laws requiring that the local government seek competitive bids for purchase of the item. Maricopa County, Arizona's RFP 180233-RFP was competitively bid to increase and simplify the purchasing power of local government entities.

PRICE ANALYSIS - The Water Department has reviewed the pricing and determined it fair and reasonable.

M/WBE OFFICE - A business equity goal is not assigned when purchasing from an approved purchasing cooperative or public entity.

ADMINISTRATIVE CHANGE ORDER - An administrative change order or increase may be made by the City Manager in the amount up to maximum allowed under state law and the City Code and does not require specific City Council approval as long as sufficient funds have been appropriated.

AGREEMENT TERMS - Upon City Council approval, the initial term of this Contract will commence upon the date the City's Cooperative Purchase Agreement is signed by the Assistant City Manager and expires one year therefrom.

RENEWAL OPTIONS - This Contract may be renewed for three additional one-year terms at the City's option, in accordance with the terms of the Omnia Cooperative Purchasing Agreement contract. This action does not require specific City Council approval provided that the City Council has appropriated sufficient funds to satisfy the City's obligations during the renewal term. RFP 180233-RFP began on December 12, 2018. The initial five-year term was renewed for an additional three years, the contract will expire on November 30, 2028.

This project is located in ALL COUNCIL DISTRICTS.

FISCAL INFORMATION / CERTIFICATION:

The Director of Finance certifies that upon approval of the recommendation, funds are available in the current operating budget, as previously appropriated, in the Water & Sewer Fund. Prior to an expenditure being incurred, the Water Department has the responsibility to validate the availability of funds.

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