

RESOLUTION NO. 2023-66

AUTHORIZING CONTRACT NO. 2023-123 WITH ORACLE AMERICA, INC. TO PROVIDE ORACLE INFRASTRUCTURE AS A SERVICE SUBSCRIPTION SERVICES, FOR A PERIOD OF ONE YEAR, IN AN AMOUNT NOT TO EXCEED \$225,000.00 (GENERAL FUND, MANAGEMENT INFORMATION SERVICES DEPARTMENT BUDGET)

WHEREAS, the Greater Cleveland Regional Transit Authority (“Authority”) currently utilizes Oracle-licensed products for financial, procurement, and human resource management applications; and

WHEREAS, R.C. 306.43(H)(3) provides that, competitive procedures are not required when the expenditure is for a renewal or renegotiation of a lease or license for telecommunications or electronic data processing equipment, services, or systems, or for the upgrade of such equipment, services, or systems, or for the maintenance thereof as supplied by the original source or its successors or assigns; and

WHEREAS, the offer of Oracle America, Inc., located at 500 Oracle Parkway, Redwood City, CA 94065, to provide Oracle Infrastructure as a Service Subscription Services was received on August 15, 2023; and

WHEREAS, the General Manager, Chief Executive Officer deems the total negotiated offer of Oracle America, Inc. to be in the best interest of the Authority, price and other factors considered, and recommends acceptance thereof by the Board of Trustees.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Greater Cleveland Regional Transit Authority, Cuyahoga County, Ohio:

Section 1. That the offer of Oracle America, Inc. to provide Oracle Infrastructure as a Service Subscription Services, is hereby accepted.

Section 2. That the General Manager, Chief Executive Officer of the Authority be, and she is hereby authorized to enter into a contract with Oracle America, Inc. to provide Oracle Infrastructure as a Service Subscription Services.

Section 3. This procurement will be funded through the General Fund, Management Information Services Department budget in an amount not to exceed \$225,000.00 for a period of one year.

Section 4. That said contract shall be binding upon and an obligation of the Authority contingent upon future funding, compliance by the contractor to the Specifications and Addenda, if any; the Affirmative Action Plan adopted by the Board of Trustees; bonding and insurance requirements and all applicable laws relating to contractual obligations of the Authority.

Section 5. That the Greater Cleveland Regional Transit Authority’s Board of Trustees expects that Oracle America, Inc. will attempt to exceed the 0% minimum DBE goal assigned to this procurement.

Section 6. That this resolution shall become effective immediately upon its adoption.

Adopted: August 29, 2023



President

Attest: 

Secretary-Treasurer



TITLE/DESCRIPTION: CONTRACT: ORACLE INFRASTRUCTURE AS A SERVICE SUBSCRIPTION SERVICES VENDOR: ORACLE AMERICA, INC. AMOUNT: NTE \$225,000.00 FOR A PERIOD OF ONE YEAR	Resolution No.: 2023-66
	Date: August 24, 2023
	Initiator: Management Information Services Department
ACTION REQUEST: <input checked="" type="checkbox"/> Approval <input type="checkbox"/> Review/Comment <input type="checkbox"/> Information Only <input type="checkbox"/> Other _____	

- 1.0 **PURPOSE/SCOPE:** This action will allow the Greater Cleveland Regional Transit Authority (“Authority”) to enter into a contract to provide Oracle Infrastructure as a Service Subscription Services for a period of one year.

- 2.0 **DESCRIPTION/JUSTIFICATION:** The Authority has been using Oracle technology and applications since 1995. These applications are used to support the Authority’s financial, procurement, and human resource activities. Because the Authority’s Oracle Enterprise Business Suite (“EBS”) application had reached the end of its useful life, the Authority moved the EBS infrastructure to a cloud-based environment using Oracle Cloud Infrastructure (“OCI”) in 2022. This transition ensures that the Authority has a stable and secure infrastructure solution that receives consistent patching, support, and disaster recovery. This contract will renew the Authority’s OCI subscription services for a twelve-month period.

- 3.0 **PROCUREMENT BACKGROUND:** This contract is exempt from competition under R.C. 306.43(H)(3), which provides that competitive procedures are not required when the expenditure is for a renewal or renegotiation of a lease or license for telecommunications or electronic data processing equipment, services, or systems, or for the upgrade of such equipment, services, or systems, or for the maintenance thereof as supplied by the original source or its successors or assigns.

 A price analysis has been performed, and the Procurement Department has determined the negotiated proposal from Oracle America, Inc., in an amount not to exceed \$225,000.00, to be fair and reasonable to the Authority. The negotiated pricing is 7.5% above the estimate for this purchase.

- 4.0 **AFFIRMATIVE ACTION/DBE BACKGROUND:** All Affirmative Action requirements have been met. A 0% DBE goal was established for this procurement due to the lack of certified DBE firms.

- 5.0 **POLICY IMPACT:** Does not apply.

- 6.0 ECONOMIC IMPACT: This procurement will be funded through the General Fund, Management Information Services budget, in an amount not to exceed \$225,000.00 for a period of one year.
- 7.0 ALTERNATIVES: Reject this offer. Rejection of this offer would jeopardize the functionality of critical financial, procurement, and human resource/payroll systems vital to the organization.
- 8.0 RECOMMENDATION: It is recommended that the offer by Oracle America, Inc. be accepted, and the resolution passed authorizing the General Manager, Chief Executive Officer to enter into a contract.
- 9.0 ATTACHMENTS: None

Recommended and certified as appropriate to the availability of funds, legal form and conformance with the Procurement requirements.

J. M. Clark, Ph.D., Acting

General Manager, Chief Executive Officer