

RESOLUTION NO. 2019-111

AUTHORIZING CONTRACT NO. 2019-116 WITH ULTRAMAIN SYSTEMS, INC. FOR ULTRAMAIN V9 UPGRADE SERVICES IN AN AMOUNT NOT TO EXCEED \$567,400.00 (RTA DEVELOPMENT FUND, INTELLIGENT TRANSPORTATION SYSTEMS DEPARTMENT BUDGET)

WHEREAS, the Authority requires an upgrade to its asset maintenance and inventory management software ("Ultramain") from Version 8 to Version 9; and

WHEREAS, the Authority utilizes Ultramain Systems, Inc. licensed products for its asset maintenance and inventory management applications; and

WHEREAS, this asset maintenance and inventory management software is proprietary to Ultramain Systems, Inc. (f.k.a. Software Solutions Unlimited), the original provider and installer of this software; and

WHEREAS, the offer of Ultramain Systems, Inc., located at 8100 Lang Avenue, Albuquerque, New Mexico 87109, to provide Ultramain V9 Upgrade services was received on October 28, 2019; and

WHEREAS, the Ohio Revised Code, Section 306.43(H)(3) provides that competitive bidding is 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, after negotiations, Ultramain Systems, Inc. has agreed to perform the required services in an amount not to exceed \$567,400.00; and

WHEREAS, the General Manager, Chief Executive Officer deems the offer of Ultramain Systems, Inc. to be the most advantageous to the Authority 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 Ultramain Systems, Inc., as negotiated, to provide Ultramain V9 Upgrade services, be and the same 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 Ultramain Systems, Inc. for the performance of said services.


Section 3. That said contract shall be payable from the RTA Development Fund, Intelligent Transportation Systems Department budget, including but not limited to Grant Award OH-2018-002, in an amount not to exceed \$567,400.00 (\$453,920.00 in federal funds which represents 80% of the total cost).

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, thereto, if any; the Affirmative Action Plan adopted by the Board of Trustees in Resolution 2015-76; bonding and insurance requirements; and all applicable laws relating to the contractual obligations of the Authority.

Section 5. That the Greater Cleveland Regional Transit Authority's Board of Trustees expects that Ultramain Systems, 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: December 17, 2019



President

Attest: 

Interim Secretary-Treasurer



TITLE/DESCRIPTION: CONTRACT: ULTRAMAIN V9 UPGRADE VENDOR: ULTRAMAIN SYSTEMS, INC. AMOUNT: NOT TO EXCEED \$567,400.00	Resolution No.: 2019-111
	Date: December 12, 2019
	Initiator: Intelligent Transportation Systems
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 Authority to enter into a sole source agreement to upgrade its asset maintenance and inventory management software ("Ultramain") from Version 8 to Version 9.
- 2.0 DESCRIPTION/JUSTIFICATION: The Authority relies on its Ultramain software to track and manage inventory items, work orders and preventative maintenance for all of the Authority's assets. The system is an intricate part of the Operations Division for both fleet and facilities management. Ultramain provides real time updates to inventory, and is also interfaced to the Authority's Oracle Financial Management and Purchasing system. The software is paramount to keeping our transit system in a state of good repair.

The Ultramain software was implemented in 2004 by Ultramain Systems, Inc. (USI). The system has not been upgraded since its inception and is operating on hardware that is obsolete and no longer supported. Further, the software's current version does not have the ability to implement enhancements to improve its operation and provide for efficiencies.

- 3.0 PROCUREMENT BACKGROUND: Section 306.43(H)(3) of the Ohio Revised Code states 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. USI (fka Software Solutions Unlimited) developed this maintenance and materials management system on a proprietary basis and is the only source for maintenance and upgrade services. The Intelligent Transportation Systems Department worked closely with USI to identify the appropriate number of hours and resources assigned to perform the upgrade. USI is billing the Authority at its standard rates for professional services at an amount not to exceed \$567,400.00.

The Procurement Department requested a proposal from USI. The Intelligent Transportation Systems Department reviewed the proposal for adherence to the technical requirements. A cost analysis was performed and determined the proposed pricing to be fair and reasonable to the Authority.

- 4.0 AFFIRMATIVE ACTION/DBE BACKGROUND: All Affirmative Action requirements have been met. A 0% DBE participation goal was established for this procurement because it is for the upgrade of a proprietary software system. Such work is exclusive to the original software provider and/or installer.
- 5.0 POLICY IMPACT: Does not apply.

- 6.0 ECONOMIC IMPACT: This contract shall be payable from the RTA Development Fund, Intelligent Transportation Systems Department budget, including but not limited to Grant Award OH-2018-002, in an amount not to exceed \$567,400.00 (\$453,920.00 in federal funds which represents 80% of the total cost). The agreed upon amount is approximately 3% above the estimate of \$550,000.00 for this project.
- 7.0 ALTERNATIVES: Reject this offer. Rejection of this offer would delay the Authority in upgrading its asset maintenance and inventory management software, forcing it to continue utilizing an outdated and suboptimal system, a system that is critical to its operation.
- 8.0 RECOMMENDATION: It is recommended that the offer from Ultramain Systems, Inc., as negotiated, 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.



General Manager, Chief Executive Officer