

OFFICE OF THE CITY ATTORNEY  
CHARLES PARKIN, City Attorney  
333 West Ocean Boulevard, 11th Floor  
Long Beach, CA 90802-4664

RESOLUTION NO. RES-14-0098

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONG BEACH AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT WITH ORACLE AMERICA, INC., WITHOUT ADVERTISING FOR BIDS, FOR THE PURCHASE, MAINTENANCE, AND LICENSING FOR THE USER PRODUCTIVITY KIT SOFTWARE IN AN AMOUNT NOT TO EXCEED \$106,140

WHEREAS, on July 5, 2011, the City implemented a new Customer Information System ("CIS") to replace the 32 year-old utility billing system; and

WHEREAS, Oracle America, Inc. ("Oracle") was selected as the software vendor and the City purchased Customer Care and Billing ("CC&B") and Mobile Workforce Management ("MWM") programs; these programs were selected because of their ability to integrate customer accounts, billing, and service field activities into one system; and

WHEREAS, the new CIS created the need for specialized training to take full advantage of new system functionality; and

WHEREAS, Oracle provides a companion software program to the City's CIS called the User Productivity Kit. This program is unique in its ability to work with CC&B to provide user support and is an easy to use comprehensive content development, deployment, and maintenance platform for increasing user productivity; and

WHEREAS, the User Productivity Kit is a unique feature only available from Oracle America, Inc. and as a result, no useful purpose would be served by advertising for bids and to do so would constitute an idle and useless act and an unnecessary expenditure of public funds because Oracle America, Inc. is the only corporation, firm or

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1 individual that could or would bid for the User Productivity Kit;

2 NOW, THEREFORE, the City Council of the City of Long Beach resolves as  
3 follows:

4 Section 1. The City Manager is hereby authorized to enter a contract  
5 with Oracle America, Inc. without advertising for bids for the purchase, maintenance, and  
6 licensing for the User Productivity Kit software in an amount not to exceed \$106,140,  
7 including tax. If the sole source status of Oracle America, Inc. changes, the City shall  
8 publicly bid instead of extending the contract.

9 Section 2. This resolution shall take effect immediately upon its adoption  
10 by the City Council, and the City Clerk shall certify the vote adopting this resolution.

11 I hereby certify that the foregoing resolution was adopted by the City  
12 Council of the City of Long Beach at its meeting of October 21, 2014  
13 by the following vote:

14  
15 Ayes: Councilmembers: Gonzalez, Lowenthal, Price, O'Donnell,  
16 Mungo, Andrews, Uranga, Austin,  
17 Richardson.

18  
19 Noes: Councilmembers: None.

20  
21 Absent: Councilmembers: None.

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23  
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25 \_\_\_\_\_  
26 City Clerk

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