

RESOLUTION NO. RES-05-0030

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3 A RESOLUTION OF THE CITY COUNCIL OF THE
4 CITY OF LONG BEACH AUTHORIZING THE CITY
5 MANAGER TO PURCHASE SOFTWARE AND RELATED
6 SERVICES THROUGH THE CONTRACT BETWEEN THE
7 COUNTY OF LOS ANGELES AND ORACLE USA, INC.
8

9 WHEREAS, the Charter of the City of Long Beach, Section 1802, permits the
10 City to purchase services, supplies, materials, equipment and labor with other government
11 agencies by purchasing under their contracts on a voluntary and selective basis when
12 authorized by resolution; and

13 WHEREAS, the City of Long Beach desires to purchase software and related
14 services; and

15 WHEREAS, the County of Los Angeles has a contract for the purchase of
16 this software and related services with Oracle USA, Inc., County of Los Angeles Software
17 License Agreement No. 41974/OLSA-1017086-15-APR-2003 (the "County Agreement");
18 and

19 WHEREAS, City's participation in the County Agreement will facilitate
20 acquisition of this software and related services as well as provide considerable cost
21 benefits to the City; and

22 WHEREAS, if the City had to go to formal bid rather than participate in the
23 County Agreement considerably more funds would be required;

24 NOW, THEREFORE, the City Council of the City of Long Beach resolves as
25 follows:

26 Section 1. The above recitals are true and correct and are incorporated
27 hereby by this reference.

28 Sec. 2. The City Manager of the City of Long Beach is hereby authorized to

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1 enter a Master Purchase Agreement with Oracle USA, Inc. to purchase software and
2 related services which are substantially the same type and kind offered in the County
3 Agreement, via Transaction Documents to be executed by the City Manager for each
4 individual purchase, pursuant to the terms and conditions of the County Agreement except
5 as modified by mutual agreement of the City of Long Beach and Oracle USA, Inc. The
6 initial purchase of software and related services shall be an amount not to exceed
7 \$244,000.00. The term of the Master Purchase Agreement will begin on adoption of this
8 Resolution and end at the same time that the County Agreement ends, that is, on April 15,
9 2008, or at the expiration of any extensions of the term by the County. The County
10 Agreement contains options to extend for five periods of one year each. The City's
11 contract with Oracle USA, Inc. shall also contain the right to terminate its contract with thirty
12 (30) days notice.

13 Sec. 3. This resolution shall take effect immediately on its adoption by the
14 City Council, and the City Clerk shall certify the vote adopting this resolution.

15 I hereby certify that the foregoing resolution was adopted by the City Council
16 of the City of Long Beach at its meeting on May 24, 2005, by the following vote:

17 Ayes: Councilmembers: Lowenthal, Baker, O'Donnell,
18 Kell, Richardson, Reyes Uranga,
19 Gabelich, Lerch.

20
21 Noes: Councilmembers: None.

22
23 Absent: Councilmembers: None.

24 Abstain: Councilmembers: Colonna.

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27 _____
City Clerk