

RESOLUTION NO. 2009-1

AUTHORIZING CONTRACT NO. 2008-304 WITH ULTRAMAIN SYSTEMS, INC. TO PROVIDE SOFTWARE MAINTENANCE FOR THE AUTHORITY'S CITME SYSTEM FOR A PERIOD OF ONE YEAR IN AN AMOUNT OF \$220,585.00 WITH TWO ANNUAL OPTIONS IN AMOUNTS NOT TO EXCEED \$252,140.00 AND \$265,251.00, RESPECTIVELY, FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$737,976.00 (GENERAL FUND, INFORMATION SYSTEMS DEPARTMENT BUDGET)

WHEREAS, the Authority currently utilizes Ultramain Systems, Inc. licensed products in its maintenance and materials management applications; and

WHEREAS, this maintenance and materials 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 7500 Jefferson Street, Courtyard II, Albuquerque, New Mexico 87109, to provide software maintenance services was received on September 30, 2008; and

WHEREAS, the Ohio Revised Code, Section 306.43H(3) provides that competitive bidding is not required when the expenditure is for a renewal or re-negotiation or 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, an amount of \$220,585.00 for a one year period beginning February 1, 2009, with two annual options in amounts not to exceed \$252,140.00 and \$265,251.00, respectively, for a total contract amount not to exceed \$737,976.00 was agreed upon; and

WHEREAS, the General Manager/Secretary-Treasurer deems the negotiated offer of Ultramain Systems, Inc. to provide maintenance services for the CITME System to be in the best interest of 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 software maintenance services for the Authority's CITME System for a period of one year beginning February 1, 2009, with two annual renewals be and the same is hereby accepted.

Section 2. That the General Manager/Secretary-Treasurer of the Authority be and he is hereby authorized to enter into a sole source contract with Ultramain Systems, Inc. to provide software maintenance services for a period of one year beginning February 1, 2009, with the authority to exercise two annual renewals.

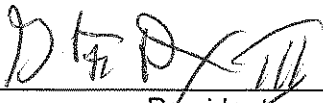
Section 3. That said contract shall be payable out of the General Fund, Information Systems Department budget in an amount of two hundred twenty thousand five hundred eighty-five & 00/100 dollars (\$220,585.00) for a one year period beginning February 1, 2009 with two annual options in amounts not to exceed two hundred fifty-two thousand one hundred forty & 00/100 dollars (\$252,140.00) and two hundred sixty-five thousand two hundred fifty-one & 00/100 dollars (\$265,251.00), respectively, for a total contract amount not to exceed seven hundred thirty-seven thousand nine hundred seventy-six & 00/100 dollars (\$737,976.00).

Section 4. That said contract shall be binding upon and an obligation of the Authority contingent upon compliance by the contractor to the Specifications and Addenda, thereto, if any; the Affirmative Action Plan adopted by the Board of Trustees in Resolution 2008-61; 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: January 13, 2009



President

Attest: 

CEO, General Manager/Secretary-Treasurer



Greater Cleveland Regional Transit Authority
STAFF SUMMARY AND COMMENTS

Title/Description: AUTHORIZING CONTRACT NO. 2008-304 WITH ULTRAMAIN SYSTEMS, INC. TO PROVIDE SOFTWARE MAINTENANCE FOR THE AUTHORITY'S CITME SYSTEM FOR A PERIOD OF ONE YEAR IN AN AMOUNT OF \$220,585.00 WITH TWO ANNUAL OPTIONS IN AMOUNTS NOT TO EXCEED \$252,140.00 AND \$265,251.00, RESPECTIVELY, FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$737,976.00 (GENERAL FUND, INFORMATION SYSTEMS DEPARTMENT BUDGET)	Resolution No.: 2009-1
	Date: January 8, 2009
	Initiator: Information Systems 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 Authority to enter into a sole source contract for software maintenance services for the CITME maintenance and materials management system.

- 2.0 **DESCRIPTION/JUSTIFICATION:** The Authority requires a maintenance agreement for the CITME maintenance and materials management system. This system is part of the Operations Division that manages materials usage and the work order system including documentation of labor used to provide both fleet management and facilities management. CITME also provides real time updates to the Authority's inventory system. It is interfaced to the Authority's Oracle Financial Management and Purchasing system. The reports generated through CITME provide management tools that allow for greatly improved analysis of both maintenance processes and contractor performance.

- 3.0 **PROCUREMENT BACKGROUND:** This sole source contract is exempt from competitive bidding as authorized under Section 306.43H(3) of the Ohio Revised Code. Ultramain Systems, Inc. (fka Software Solutions Unlimited) developed this maintenance and materials management system on a proprietary basis and is the only source for maintenance services. This maintenance contract will cover a one-year period from February 1, 2009 through January 31, 2010 in the amount of \$220,585.00. In addition, it will cover two optional annual maintenance periods from February 1, 2010 through January 31, 2012 in the negotiated amounts not to exceed \$252,140.00 and \$265,251.00, respectively.

The Procurement Department requested a proposal from Ultramain Systems, Inc. The Information Systems Department reviewed the proposal for adherence to the technical scope. A price analysis was performed and the Procurement Department has determined the negotiated price to be fair and reasonable to the Authority.

- 4.0 **AFFIRMATIVE ACTION/DBE BACKGROUND:** All Affirmative Action requirements have been met. A 0% DBE goal was established for this procurement because it is a proprietary software and its maintenance is exclusive to the original provider and installer, Ultramain Systems, Inc. (f.k.a. Software Solutions Unlimited).

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

- 6.0 ECONOMIC IMPACT: This contract will be funded through the General Fund, Information Systems Department budget in an amount of two hundred twenty thousand five hundred eighty-five and 00/100 dollars (\$220,585.00) for a one year period beginning February 1, 2009 with two annual options in amounts not to exceed two hundred fifty-two thousand one hundred forty & 00/100 dollars (\$252,140.00) and two hundred sixty-five thousand two hundred fifty-one & 00/100 dollars (\$265,251.00), respectively, for a total contract amount not to exceed seven hundred thirty-seven thousand nine hundred seventy-six & 00/100 dollars (\$737,976.00.00). This is the budgeted amount for this project.
- 7.0 ALTERNATIVES: Reject this offer. Rejection of this offer would prevent continued maintenance of the CIMTE software and risk breakdowns in the Authority's maintenance and materials management system.
- 8.0 RECOMMENDATION: It is recommended that the offer of Ultramain Systems, Inc., as negotiated, be accepted and the resolution passed authorizing the General Manager/Secretary-Treasurer 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.



CEO, General Manager/Secretary-Treasurer