

RESOLUTION NO. 2022-77

AUTHORIZING CONTRACT NO. 2022-045 WITH APPLICATIONS SOFTWARE TECHNOLOGY, LLC TO PROVIDE ORACLE IAAS SERVICES FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$2,007,862.00 (RTA DEVELOPMENT FUND, INNOVATION & TECHNOLOGY DEPARTMENT BUDGET)

WHEREAS, the Authority requires the services of a qualified company to upgrade the Oracle Enterprise Business Suite ("EBS") software; and

WHEREAS, the Ohio Revised Code, Section 306.43(H)(6) provides that competitive bidding is not required when the purchase substantially involves services of a personal, professional, highly technical, or scientific nature, including but not limited to the services of an attorney, physician, surveyor, appraiser, investigator, court reporter, adjuster, advertising consultant, or licensed broker, or involves the special skills or proprietary knowledge required for the servicing of specialized equipment owned by the regional transit authority; and

WHEREAS, Applications Software Technology, LLC has unique knowledge of GCRTA's Oracle EBS system and ability to complete all work in a timely manner; and

WHEREAS, Applications Software Technology, LLC, located at 4343 Commerce Court #701, Lisle, Illinois 60532, has offered to provide Oracle IaaS Implementation Services, in a total negotiated contract amount not to exceed \$2,007,862.00; and

WHEREAS, the General Manager, Chief Executive Officer deems the negotiated offer of Applications Software Technology, LLC 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 Applications Software Technology, LLC to provide Oracle IaaS Implementation 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 Applications Software Technology, LLC to provide Oracle IaaS Implementation Services.

Section 3. This procurement will be funded through the RTA Development Fund, Innovation & Technology Department budget, including but not limited to 100% local funds and FTA grants to be determined, in an amount not to exceed \$2,007,862.00.

Section 4. That said contract shall be binding upon and an obligation to 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, 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 Applications Software Technology, LLC will attempt to exceed the 0% DBE goal assigned to this procurement.

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

Adopted: August 23, 2022

  
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President

Attest:

  
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Secretary-Treasurer




<b>TITLE/DESCRIPTION:</b> <b>CONTRACT:</b> ORACLE IaaS IMPLEMENTATION SERVICES  <b>VENDOR:</b> APPLICATIONS SOFTWARE TECHNOLOGY, LLC  <b>AMOUNT:</b> AMOUNT NTE \$2,007,862.00	<b>Resolution No.:</b> 2022-77
	<b>Date:</b> August 18, 2022
	<b>Initiator:</b> Innovation & Technology Department
<b>ACTION REQUEST:</b> <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 to provide Oracle IaaS Implementation Services.
- 2.0 **DESCRIPTION/JUSTIFICATION:** The Authority has an immediate need to upgrade the Oracle Enterprise Business Suite (“EBS”) system. This upgrade will move the Oracle software from Release 12.1.3 to Release 12.2.11 and migrate the current EBS environments to Oracle Cloud Infrastructure as a Service (IaaS). Further, this upgrade will allow for the Authority to have uninterrupted support from Oracle for the foreseeable future.
- 3.0 **PROCUREMENT BACKGROUND:** The sole source contract is exempt from competition as authorized by Section 306.43(H)(6) of the Ohio Revised Code, which provides that competitive bidding is not required when the purchase substantially involves services of a personal, professional, highly technical, or scientific nature, including but not limited to the services of an attorney, physician, surveyor, appraiser, investigator, court reporter, adjuster, advertising consultant, or licensed broker, or involves the special skills or proprietary knowledge required for the servicing of specialized equipment owned by the regional transit authority. Applications Software Technology, LLC has successfully performed work for the GCRTA under a separate contract and has a unique knowledge of GCRTA’s EBS system and the ability to finish all work by the December 2023 deadline. This contract will be in a negotiated amount not to exceed \$2,007,862.00.  
  
 A cost analysis has been performed, and the Procurement Department has determined the negotiated proposal from Applications Software Technology, LLC is 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 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 RTA Development Fund, Innovation & Technology Department budget, including but not limited to 100% local funds and FTA Grants to be determined, in an amount not to exceed \$2,007,862.00.
- 7.0 **ALTERNATIVES:** Reject this offer. Rejection of this offer would impact the functioning of the Authority’s financial systems.

- 8.0 RECOMMENDATION: This procurement was discussed by the Board of Trustees at the August 9, 2022 Organizational, Services & Performance Monitoring Committee meeting. It is recommended that the offer of Applications Software Technology, LLC 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.



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General Manager, Chief Executive Officer