FILED OFFICE OF THE CITY CLERA OAKLAND Approved as to Form and Legality

Deputy City Attorney

## 2011 SEP 15 PH 1: 08 OAKLAND CITY COUNCIL

Resolution No. 83574 \_\_\_\_C.M.S.

Resolution Authorizing the City Administrator to Extend the Term of the Current Contract with Progressive Solutions Inc., (PSI) for an Automated Local Tax System Software Maintenance and Support Services for a Period of Three Years In an Amount Not to Exceed \$100,000 per Year with Two Optional Annual Extensions for an Amount Not to Exceed 10% of the Prior Year's Maintenance and Support Services Cost

WHEREAS, the City staff have completed detailed specifications for a new local tax system, and conducted a thorough research and evaluation process to find a viable local tax system that would meet the City's unique requirements; and

WHEREAS, the City staff reviewed product demonstrations from the three leading system vendors, conferred with major enterprise system vendors, surveyed local tax systems used by other California cities and reviewed their local competitive bidding process, performed in depth interviews with those cities who purchased Progressive Solutions Inc. system, and learned that those cities that chose Progressive Solutions Inc. system were extremely satisfied; and

WHEREAS, as a result of the above evaluation processes, staff determined that the local tax system from Progressive Solutions, Inc. was the only viable system that would meet the City's unique requirements; and

WHEREAS, on July 16, 2006, the City Council approved Resolution Number 80045 C.M.S., and awarded the contract to Progressive Solutions, Inc. for an automated local tax system and maintenance support services agreement.

WHEREAS, the original contract term was for a period of three years; and

WHEREAS, the City wishes to extend the term of the current service contract with Progressive Solutions Inc. for an automated local tax system maintenance and support services for a period of three years in an amount not to exceed \$100,000 per year and with two optional annual extensions for an amount not to exceed 10% of the prior year's maintenance and support services cost; and

WHEREAS, the new software maintenance and support services contract term will be for three years commencing July 1, 2011 through June 30, 2014; and

WHEREAS, the City is currently paying approximately \$80,000 for the annual maintenance costs; and

WHEREAS, the Funding for this contract is allocated under Miscellaneous Contract Services Account (54919), Revenue Division's Organization Numbers (08421 & 08441) and General Purpose Fund (1010) and Mandatory Garbage Fund (1700); now, therefore, be it

**RESOLVED:** That the City Administrator is hereby authorized to extend the term of the software maintenance contract for a period of three years in an amount not to exceed \$100,000 per year and with two optional annual extensions in an amount not to exceed 10% of the prior year's maintenance and support services cost; and be it

**FURTHER RESOLVED:** That pursuant to Oakland Municipal Code Section 2.04.051B and findings set forth in the City Administrator's report accompanying this item, the City Council finds and determines that is in the best interest of the City to waive the competitive request for proposal/qualifications process for this contract and so waives the requirement.

IN COUNCIL, OAKLAND, CALIFORNIA, PASSED BY THE FOLLOWING VOTE:

OCT 4 2011

AYES - BROOKS, BRUNNER, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL,

SCHAAF AND PRESIDENT REID - 7

NOES - -

ABSENT - Q

ABSTENTION -

ZATONDA SIMMONS

City Clerk and Clerk of the Council of

the City of Oakland, California