

ORDINANCE NUMBER O- 21813

DATE OF FINAL PASSAGE JUN 11 2024

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO APPROVING THE THIRD AMENDMENT TO THE AGREEMENT WITH DLT SOLUTIONS, LLC FOR ORACLE PRODUCTS AND SERVICES AND RELATED ACTIONS.

WHEREAS, on March 30, 2021, the City of San Diego entered into a Cooperative Procurement Contract with DLT Solutions, LLC (DLT) for the purchase of Oracle Products and Services to provide licenses and technical support for the Primavera P6 scheduling system (Agreement) which is utilized for managing and tracking the City's Capital Improvement Program (CIP) in the initial amount of \$600,000 effective through November 30, 2023; and

WHEREAS, the Engineering and Capital Projects (E&CP) Department employs Oracle products and services to support the Primavera P6 scheduling system, which is integral to the execution of the CIP and management of CIP projects Citywide for Public Utilities, Stormwater, Transportation, Environmental Services and General Services Department; and

WHEREAS, the Agreement operates under a Cooperative Procurement Contract between Maricopa County and DLT which was recently extended to be valid through November 30, 2028; and

WHEREAS, the City and DLT have previously entered into two contract amendments to extend the duration to November 30, 2024, and increase the not to exceed amount of the Agreement from \$600,000 to \$1,200,000; and

WHEREAS, the City and DLT have negotiated a Third Amendment to the Agreement to extend the term for the duration of the Cooperative Procurement Contract to November 30, 2028, for a total of ninety-two (92) months and to increase the not to exceed amount by \$3,000,000

bringing the total not to exceed amount of the Agreement to \$4,200,000 for software licenses and technical support (Third Amendment); and

WHEREAS, under Charter Section 99, no contract, agreement, or obligation extending for a period of more than five years may be authorized except by ordinance approved by a two-thirds majority vote of City Council; and

WHEREAS, the Office of the City Attorney has drafted this ordinance based on the information provided by City staff, with the understanding that this information is complete, true, and accurate; NOW, THEREFORE,

BE IT ORDAINED, by the Council of the City of San Diego, as follows:

Section 1. The Third Amendment to the Agreement increasing the not to exceed amount by \$3,000,000 bringing the total not to exceed amount of the Agreement to \$4,200,000 and extending the agreement to November 30, 2028, for a totally of ninety-two (92) months which once signed by all parties and approved as to form, will be on file in the office of the City Clerk as Document No. OO- 21813, is approved.

Section 2. The Mayor, or his designee, is authorized to sign and deliver the Third Amendment.

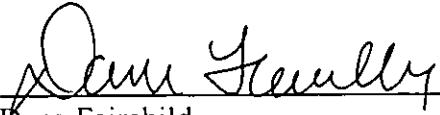
Section 3. That the Chief Financial Officer is authorized to appropriate and expend funds in an additional amount of \$3,000,000 for a total not-to-exceed amount of \$4,200,000 of which \$600,000 is anticipated to be spent in Fiscal Year 2025 from Fund 720057, Engineering & Capital Projects Fund; and \$2,400,000 is anticipated to be spend during the subsequent years over the full term of the Agreement, for the purpose of fulfilling the City's obligations under the Third Amendment to the Agreement, contingent upon the adoption of the Appropriation Ordinance for the applicable fiscal year and contingent upon the Chief Financial Officer

furnishing one or more certificates that the funds are, or will be, on deposit with the City Treasurer.

Section 4. That a full reading of this ordinance is dispensed with prior to its passage, a written or printed copy having been made available to the City Council and the public prior to the day of its passage.

Section 5. That this ordinance shall take effect and be in force on the thirtieth day from and after its final passage.

APPROVED: MARA W. ELLIOTT, City Attorney

By 
Dana Fairchild
Deputy City Attorney

DF:hm
April 29, 2024
Or.Dept: PW – Contract Formation
Doc. No. 3633830
CC: N/A

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of JUN 04 2024

DIANA J.S. FUENTES
City Clerk

By 
Deputy City Clerk

Approved: 6/11/24
(date)


TODD GLORIA, Mayor

Vetoed: _____
(date)

TODD GLORIA, Mayor

JUN 04 2024

Passed by the Council of The City of San Diego on _____, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Joe LaCava	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jennifer Campbell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Stephen Whitburn	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Henry L. Foster III	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marni von Wilpert	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kent Lee	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Raul A. Campillo	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Vivian Moreno	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sean Elo-Rivera	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage JUN 11 2024

AUTHENTICATED BY:

TODD GLORIA
Mayor of The City of San Diego, California.

(Seal)

DIANA J.S. FUENTES
City Clerk of The City of San Diego, California.

By Kristelle Medina, Deputy

I HEREBY CERTIFY that the foregoing ordinance was not finally passed until twelve calendar days had elapsed between the day of its introduction and the day of its final passage, to wit, on

MAY 14 2024, and on JUN 11 2024.

I FURTHER CERTIFY that said ordinance was read in full prior to passage or that such reading was dispensed with by a vote of five members of the Council, and that a written copy of the ordinance was made available to each member of the Council and the public prior to the day of its passage.

(Seal)

DIANA J.S. FUENTES
City Clerk of The City of San Diego, California.

By Kristelle Medina, Deputy

Office of the City Clerk, San Diego, California
Ordinance Number O- <u>21813</u>