

RESOLUTION

WHEREAS, the Board of Light, Gas and Water Commissioners in their meeting of July 7, 2011, approved a thirty-six (36) month contract with Micro Focus (US) Inc., for software maintenance renewal and is now recommending to the Council of the City of Memphis that it approve said purchase as approved in the 2011 fiscal year budget.

WHEREAS, the request is needed to initiate a thirty-six (36) month contract for software support and maintenance for the Micro Focus COBOL compiler software. This software is a programming language and is a critical and required component of MLGW's Banner Customer Information System.

WHEREAS, a bid was received on June 1, 2011 for Micro Focus software maintenance renewal in accordance with MLGW's Sole / Single Source Policy. The term of this contract is for the period covering August 19, 2011 through August 19, 2014. This award complies with all applicable laws and policies.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Memphis that there be and is hereby approved a thirty-six (36) month contract for Micro Focus software maintenance renewal from Micro Focus (US) Inc., in the amount of \$14,580.30 chargeable to the MLGW 2011 fiscal year budget and \$29,160.60 chargeable to subsequent budgets as approved.

EXCERPT
from
MINUTES OF MEETING OF BOARD OF LIGHT, GAS AND WATER COMMISSIONERS
CITY OF MEMPHIS
held
July 7, 2011

The Manager of Procurement and Contracts recommended to the Board of Light, Gas and Water Commissioners that it award a thirty-six (36) month contract to Micro Focus, (US) Inc. for Micro Focus software maintenance renewal in the amount of \$43,740.90.

The request is needed to initiate a thirty-six (36) month contract for software support and maintenance for the Micro Focus COBOL compiler software. This software is a programming language and is a critical and required component of MLGW's Banner Customer Information System.

A bid was received on June 1, 2011 for Micro Focus software maintenance renewal from Micro Focus (US) Inc., in accordance with MLGW's Sole / Single Source Policy. The term of this contract is for the period covering August 19, 2011 through August 19, 2014. This award complies with all applicable laws and policies.

The 2011 budget amount for the purchase of Technical Support software maintenance is \$182,400.00; the amount spent-to-date is \$7,500.00; leaving a balance of \$174,900.00 available to be spent in 2011; of which \$14,580.30 will be spent on this contract in 2011; leaving a balance of \$160,319.70 after award; \$29,160.60 to be charged to subsequent budgets as approved; and

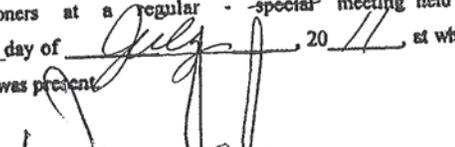
NOW THEREFORE BE IT RESOLVED BY the Board of Light, Gas and Water Commissioners:

THAT, subject to the consent and approval of the Council of the City of Memphis, award of thirty-six (36) month contract to Micro Focus, (US) Inc., is approved for furnishing:

Micro Focus software maintenance renewal at \$14,580.30 per year;

Totaling \$43,740.90; terms net 30 days.

I hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Light, Gas and Water Commissioners at a ~~regular~~ - special meeting held on 20 day of July, 20 11, at which a quorum was present.


Acting Secretary/Treasurer