

1 [Contract Agreement - Mythics, Inc. - Oracle Products - Not to Exceed \$60,000,000]

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3 **Resolution authorizing the Department of Technology to enter into a contract between**  
4 **the City and County of San Francisco and Mythics, Inc., for the purchase of Oracle**  
5 **products, with a not to exceed amount of \$60,000,000 for a five year term of May 1,**  
6 **2021, through April 30, 2026, and with one five-year option to extend.**

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8 WHEREAS, Charter, Section 9.118(b), requires the Board of Supervisors to  
9 approve by Resolution contracts estimated to cost the City \$10,000,000 or more; and

10 WHEREAS, The City through the Department of Technology ("Department") wishes to  
11 procure Oracle software products and cloud computing solutions, including PeopleSoft  
12 applications, on an as-needed basis through an enterprise agreement; and

13 WHEREAS, A Request for Proposal ("RFP") was issued by Maricopa County, Arizona  
14 RFP, and the County selected Contractor as the highest qualified scorer pursuant to the RFP;  
15 and

16 WHEREAS, Pursuant San Francisco Administrative Code, Section 21.16, the  
17 Department may utilize the results of a competitive solicitation by another public agency; and

18 WHEREAS, Contractor represents and warrants that it is qualified to resell Oracle  
19 products required by City as set forth under this Agreement; and

20 WHEREAS, The City currently spends approximately \$11 million per year on Oracle  
21 software products and cloud computing solutions through a variety of agreements executed  
22 by individual City Departments at a higher cost than a citywide Enterprise Agreement with pre-  
23 negotiated discount pricing based on the City's total purchases; and

24 WHEREAS, The contract referenced above is substantially in the form attached  
25 and are on file with the Clerk of the Board of Supervisors in File No. 210282, which is

1 hereby declared to be a part of this Resolution as if set forth fully herein; now, therefore, be it  
2 RESOLVED, That the Board of Supervisors authorizes the Department of Technology  
3 and Director of the Office of Contract Administration to execute this contract for purchases of  
4 Oracle products in the amounts described above for the term ending April 30, 2026, to  
5 commence following Board approval; and, be it

6 FURTHER RESOLVED, The Board of Supervisors authorizes the DT Executive  
7 Director to execute the Agreement for five years with Mythics with a maximum guaranteed  
8 cost of \$60,000,000 in substantially the form on file with the Clerk of the Board of Supervisors,  
9 in File No. \_\_\_\_\_, with such changes or modifications, including without limitation  
10 modifications to the exhibits, as may be acceptable to the DT Executive Director and the City  
11 Attorney, and which do not materially increase the obligations and liabilities of the City; and,  
12 be it

13 FURTHER RESOLVED, That within 30 days of the contracts being fully  
14 executed by all parties, the Director of the Department of Technology and the Director of the  
15 Office of Contract Administration shall provide the final contracts to the Clerk of the Board for  
16 inclusion into the official file.

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