



**II. FISCAL IMPACT ANALYSIS**

A. Five Year Summary of Fiscal Impact:

<b>Fiscal Years</b>	<b><u>2008</u></b>	<b><u>2009</u></b>	<b><u>2010</u></b>	<b><u>2011</u></b>	<b><u>2012</u></b>
<b>Capital Expenditures</b>	<u>\$334,023</u>	<u>\$467,631</u>	_____	_____	_____
<b>Operating Costs</b>	_____	_____	_____	_____	_____
<b>External Revenues</b>	_____	_____	_____	_____	_____
<b>Program Income (County)</b>	_____	_____	_____	_____	_____
<b>In-Kind Match (County)</b>	_____	_____	_____	_____	_____
<b>NET FISCAL IMPACT</b>	<u>\$334,023</u>	<u>\$467,631</u>	_____	_____	_____
<b># ADDITIONAL FTE POSITIONS (Cumulative)</b>	<u>0</u>	_____	_____	_____	_____
<b>Is Item Included in Current Budget?</b>		Yes <input checked="" type="checkbox"/>		No	
<b>Budget Account Number:</b>	Fund <u>5020</u>	Dept <u>490</u>	Unit <u>1310</u>	Objt <u>3401</u>	<b><u>\$801,654</u></b>

B. Recommended Sources of Funds / Summary of Fiscal Impact

C. Departmental Fiscal Review:

*Robert K. ...* 5/19/08

**III. REVIEW COMMENTS**

A. OFMB Fiscal and/or Contract Administration Comments:

*[Signature]* 5-19-08 OFMB

*[Signature]* 5/19/08 Contract Administration

B. Legal Sufficiency:

*Paul F. ...* 5/19/08  
Assistant County Attorney

C. Other Department Review:

\_\_\_\_\_  
Department Director

Oracle USA Inc.

Purchase Order Exception Form (POEF, 3/05)

**NOTE TO OUR CUSTOMER:** We value your business and want to give you quality service. To ensure that your products and invoices are delivered to the correct locations we normally process your order after receipt of a purchase order. When your purchase order is not available we ask you to complete this form to provide us with the information we need to process your order correctly. Thank you.

**LEGAL CUSTOMER NAME:** Palm Beach County ISS

SHIPPING ADDRESS		BILLING ADDRESS	
Shipping Address: 301 N. Olive Avenue PALM BEACH FL 33401 United States		Billing Address: 301 N. Olive Avenue PALM BEACH FL 33401 United States	
Shipping Contact: Robert Busch Shipping phone: 561-355-2918		Billing contact: Robert Busch Billing phone: 561-355-2918	
REFERENCE NUMBERS		ORDER AMOUNT	
Purchase order number: N/A Purchase requisition number: N/A Oracle quote or contract number: 2261550		Software licenses \$ Technical support services \$801,653.72 Consulting services \$ Education services \$ Documentation products \$ BOL Hosting Fees \$ <b>Total: \$801,653.72</b>	
TAX STATUS (check one)			
Taxable: <input type="checkbox"/> Tax-exempt: <input checked="" type="checkbox"/> (Attach tax certificate)			

To: Oracle USA Inc.

Sales Representative: Whitney Smith Emilo

I cannot provide a purchase order for the above referenced purchase because (check one):

- 1) My company does not issue purchase orders and I have completed all sections above.
- 2) I have not received the final purchase order from my company's purchasing department. However, I have completed all sections above and
  - have obtained all necessary approvals to release funds for this purchase and
  - have attached a copy of my purchase requisition to this form and
  - will send the final purchase order to Oracle as soon as it is available.

The information I have provided in this form is accurate and I have complied with my company's business practices in making this purchase. This form affirms my company's commitment to pay for the products and services I have ordered.

Addie L. Greene

Name

Authorized Signature

Chairperson

Title

Date

APPROVED AS TO TERMS AND CONDITIONS

BY Steve Padelon  
ISS DIRECTOR

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

Paul F. J.  
COUNTY ATTORNEY



16-May-08

DALE FARGO  
Palm Beach County  
301 North Olive Avenue  
ISS  
West Palm Beach  
FL 33401  
United States

Dear DALE FARGO,

The technical support services and benefits provided under service contract number 2261550 will expire, or have expired, on 23-Apr-08. Please find attached an ordering document for the renewal of this service contract. If applicable, the attached ordering document may also include incremental technical support services newly acquired.

To ensure that there is no interruption to the technical support services and benefits provided under service contract number 2261550, please order the technical support services on this ordering document by issuing an acceptable form of payment in accordance with the attached Order Processing Details section on or before 31-May-08.

If further information is required, please contact me at the e-mail address or telephone number provided below.

Regards,

Whitney Emilo  
Oracle Support Services  
E-mail: [whitney.smith@oracle.com](mailto:whitney.smith@oracle.com)  
Tel.: +17033642322  
Fax: +17197574281



## Ordering Document

<b>Service Contract #:</b> 2261550 <b>Offer Expires:</b> 31-May-08  <b>Payment Terms:</b> 30 NET from date of invoice <b>Billing Terms:</b> Quarterly in Arrears	<b>Renewal Contact:</b> Whitney Emilo <b>Address:</b> Oracle Reston 1910 Oracle Way Reston VA 20190 United States <b>Telephone:</b> +17033642322 <b>Fax:</b> +17197574281 <b>E-mail:</b> whitney.smith@oracle.com
<b>CUSTOMER:</b> Palm Beach County	
<b>QUOTE TO</b> <b>Account Contact:</b> DALE FARGO <b>Account Name:</b> Palm Beach County <b>Address:</b> 301 North Olive Avenue ISS West Palm Beach FL 33401 United States <b>Telephone:</b> 561-355-4488 <b>Fax:</b> <b>E-mail:</b> dfargo@co.palm-beach.fl.us	<b>BILL TO</b> <b>Account Contact</b> <b>Account Name:</b> Palm Beach County <b>Address:</b> 301 N OLIVE AVE  WEST PALM BEACH FL 33401 United States <b>Telephone:</b> <b>Fax:</b> <b>E-mail:</b>

Oracle may provide certain information and notices about technical support via e-mail. Accordingly, please verify and update the Quote To and Bill To information above to ensure that such communications and notices are received from Oracle. If changes are required, please e-mail or fax the updated information to Whitney Emilo at whitney.smith@oracle.com or +17197574281. Please also include service contract number 2261550 on such reply.

---

**Service Details**

<b>Service Level: Software Update License &amp; Support</b>						<b>End Date: 23-Apr-09</b>
<b>Product Description</b>	<b>CSI #</b>	<b>Qty</b>	<b>License Metric</b>	<b>License Level / Type</b>	<b>Start Date</b>	<b>Final Price</b>
Oracle Database Enterprise Edition - Processor Perpetual	3873042	2		FULL USE	1-Jun-08	8,865.80
Tuning Pack - Processor Perpetual	14896524	20		FULL USE	1-Jun-08	4,245.20
Diagnostics Pack for Internet Application Server - Processor Perpetual	14896524	4		FULL USE	1-Jun-08	1,394.03
Oracle Database Enterprise Edition - Processor Perpetual	14896524	20		FULL USE	1-Jun-08	56,602.66
Internet Application Server Enterprise Edition - Processor Perpetual	14896524	4		FULL USE	1-Jun-08	13,940.31
Diagnostics Pack - Processor Perpetual	14896524	20		FULL USE	1-Jun-08	4,245.21
Configuration Management Pack for Internet Application Server - Processor Perpetual	14896524	4		FULL USE	1-Jun-08	1,394.03
Internet Application Server Enterprise Edition - Universal Power Unit	3199799	550		FULL USE	22-Dec-08	1,006.56
Oracle Database Enterprise Edition - Processor Perpetual	15454589	8		FULL USE	24-Apr-08	31,679.96
Diagnostics Pack - Processor Perpetual	15454589	8		FULL USE	24-Apr-08	2,376.02
Tuning Pack - Processor Perpetual	15454589	8		FULL USE	24-Apr-08	2,376.02
Internet Application Server Enterprise Edition - Processor Perpetual	15454589	2		FULL USE	24-Apr-08	5,939.96
Change Management Pack - Processor Perpetual	15454589	8		FULL USE	24-Apr-08	2,376.02
Diagnostics Pack for Internet Application Server - Processor Perpetual	15454589	2		FULL USE	24-Apr-08	594.01
Configuration Management Pack for Internet Application Server - Processor Perpetual	15454589	2		FULL USE	24-Apr-08	594.01
Change Management Pack - Processor Perpetual	14896524	20		FULL USE	1-Jun-08	4,245.21
Tuning Pack - Processor Perpetual	14662055	5		FULL USE	1-Jun-08	1,857.50
Configuration Management Pack for Internet Application Server - Processor Perpetual	14662055	2		FULL USE	1-Jun-08	743.02
Internet Application Server Enterprise Edition - Processor Perpetual	14662055	2		FULL USE	1-Jun-08	7,430.12

Service Level: Software Update License & Support						End Date: 23-Apr-09
Product Description	CSI #	Qty	License Metric	License Level / Type	Start Date	Final Price
Configuration Management Pack - Processor Perpetual	14662055	5		FULL USE	1-Jun-08	1,857.54
Change Management Pack - Processor Perpetual	14662055	5		FULL USE	1-Jun-08	1,857.54
Diagnostics Pack - Processor Perpetual	14662055	5		FULL USE	1-Jun-08	1,857.54
Oracle Database Enterprise Edition - Processor Perpetual	14662055	5		FULL USE	1-Jun-08	24,767.07
Oracle Database Enterprise Edition - Processor Perpetual	3425394	1			1-Jun-08	4,744.42
Tuning Pack - Named User Perpetual	3425394	488			1-Jun-08	3,472.93
Spatial - Named User Perpetual	3425394	48			1-Jun-08	1,138.66
Real Application Clusters - Named User Perpetual	3425394	1058			1-Jun-08	50,196.03
Tuning Pack - Named User Perpetual	3425394	2572		FULL USE	1-Jun-08	18,303.99
Internet Application Server Enterprise Edition - Processor Perpetual	3425394	1		FULL USE	1-Jun-08	2,372.21
Diagnostics Pack for Internet Application Server - Processor Perpetual	14149154	14		FULL USE	1-Jun-08	6,295.22
Diagnostics Pack for Internet Application Server - Named User Plus Perpetual	14149154	50		FULL USE	1-Jun-08	449.65
Internet Application Server Enterprise Edition - Named User Plus Perpetual	14149154	50		FULL USE	1-Jun-08	2,997.72
Internet Application Server Enterprise Edition - Processor Perpetual	14149154	2		FULL USE	1-Jun-08	5,995.45
Oracle Database Enterprise Edition - Processor Perpetual	13906460	17		FULL USE	1-Jun-08	76,601.48
Spatial - Processor Perpetual	13906460	2		FULL USE	1-Jun-08	2,252.98
Internet Application Server Enterprise Edition - Processor Perpetual	13906460	5		FULL USE	1-Jun-08	11,264.92
Diagnostics Pack - Processor Perpetual	13906460	17		FULL USE	1-Jun-08	5,745.10
Diagnostics Pack - Processor Perpetual	3873042	2		FULL USE	1-Jun-08	664.94
Tuning Pack - Processor Perpetual	3873042	2		FULL USE	1-Jun-08	664.94
Internet Application Server Enterprise Edition - Processor Perpetual	3873042	2		FULL USE	1-Jun-08	4,432.90
Change Management Pack - Processor Perpetual	3873042	2		FULL USE	1-Jun-08	664.94

Service Level: Software Update License & Support						End Date: 23-Apr-09
Product Description	CSI #	Qty	License Metric	License Level / Type	Start Date	Final Price
Tuning Pack - Processor Perpetual	13906460	17		FULL USE	1-Jun-08	5,745.10
Oracle Database Enterprise Edition - Processor Perpetual	3425394	3		FULL USE	1-Jun-08	14,233.27
Diagnostics Pack - Named User Perpetual	3425394	2572		FULL USE	1-Jun-08	18,303.99
Change Management Pack - Processor Perpetual	13906460	17		FULL USE	1-Jun-08	5,745.10
Change Management Pack - Named User Perpetual	3425394	3060		FULL USE	1-Jun-08	21,776.91
Diagnostics Pack - Named User Perpetual	3425394	488			1-Jun-08	3,472.93
Programmer - Named User Perpetual	3425394	12			1-Jun-08	1,423.33
Oracle Database Enterprise Edition - Named User Perpetual	3425394	3060			1-Jun-08	290,358.88
Internet Developer Suite - Named User Perpetual	3425394	19			1-Jun-08	11,268.01
Change Management Pack - Processor Perpetual	3643563	14		FULL USE	1-Jun-08	2,676.95
Diagnostics Pack - Processor Perpetual	3643563	14		FULL USE	1-Jun-08	2,676.95
Internet Application Server Enterprise Edition - Processor Perpetual	3643563	4		FULL USE	1-Jun-08	5,098.94
Tuning Pack - Processor Perpetual	3643563	14		FULL USE	1-Jun-08	2,676.95
Oracle Database Enterprise Edition - Processor Perpetual	3643563	14		FULL USE	1-Jun-08	35,692.59

**Subtotal: USD 801,653.72**

**Total Amount: USD 801,653.72**

plus applicable tax

**Notes:**

1. If any of the fields listed above are blank, the program licenses were acquired under a separate license model in which such field(s) does not apply.
2. If a change to the Service Details provided above is required, please contact Whitney Emilo at +17033642322 or at whitney.smith@oracle.com and an updated ordering document will be provided to you in accordance with Oracle's technical support policies.



**GENERAL TERMS**

"You" and "your" refers to the Customer provided above.

In the event that the Customer and the Quote To Account Name provided above are not the same, Palm Beach County acknowledges that Customer has authorized Palm Beach County to execute this ordering document on Customer's behalf and to bind Customer to the terms described herein. Palm Beach County agrees the ordered services shall be used solely by the Customer and shall advise Customer of the terms of this ordering document as well as information and notices about technical support that Oracle provides to Palm Beach County during the term of service.

The technical support services acquired under this ordering document are governed by the terms and conditions of the SLSA-21396-21-FEB-95. However, any use of the programs, which includes by definition the updates and other materials provided or made available by Oracle under technical support, is subject to the rights granted for the programs set forth in the order in which the programs were acquired.

Technical support is provided under Oracle's technical support policies in effect at the time the services are provided. The technical support policies are subject to change at Oracle's discretion; however, Oracle will not materially reduce the level of services provided for supported programs during the period for which fees for technical support have been paid. You should review the technical support policies prior to entering into this ordering document. The current version of the technical support policies, including Oracle's reinstatement policy, may be accessed at <http://www.oracle.com/support/policies.html>. Customers who allow technical support to lapse and later wish to reactivate it will be subject to Oracle's reinstatement policy in effect at the time of reinstatement. Applicable reinstatement fees may apply in addition to the annual technical support fees.

In the event that Priority Service is acquired under this ordering document, you acknowledge you must maintain a current Software Update License & Support contract for all licenses in a license set for which Priority Service has been purchased. By accepting this ordering document, you also acknowledge that Software Update License & Support for program licenses listed under the Priority Service level may be renewed under separate contract(s). Upon renewal, Priority Service fees will be based on the Priority Service pricing policies in effect at the time of renewal and such fees will be adjusted to account for any acquisition of additional licenses in a license set. Contractual caps on annual technical support fees for Software Update License & Support do not apply to Priority Service, unless stated otherwise in your contract.

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## Order Processing Details

Your order is subject to Oracle's acceptance. An order consists of the following: (i) this ordering document, which incorporates by reference the license and services agreement that you executed when you acquired technical support from Oracle or an Oracle authorized reseller, (ii) an acceptable form of payment, and (iii) a tax exemption certificate (if applicable). Oracle normally accepts orders after receipt of a purchase order, check or credit card issued in accordance with the Purchase Order, Check, Credit Card Confirmation section below. If Oracle accepts your order, the service start date is the effective date of such order and also serves as the commencement date of the technical support services.

Once ordered, technical support for the support period defined above is non-cancelable and the related fees are non-refundable.

An invoice will only be issued upon receipt of an acceptable form of payment. Regardless of the form of payment, Oracle's invoice includes applicable sales tax, GST, or VAT (collectively referred to as "tax"). If Palm Beach County is a tax exempt organization and is not a U.S. federal government entity, a copy of Palm Beach County's tax exemption certificate must be submitted with Palm Beach County's purchase order, check, credit card or other acceptable form of payment.

### **PURCHASE ORDER, CHECK, CREDIT CARD CONFIRMATION**

#### **Purchase Order**

If the technical support services on this ordering document will be purchased by purchase order, the purchase order must include the following information:

- Service Contract #: 2261550
- Term of Service: 24-Apr-08 to 23-Apr-09
- Final Total: USD 801,653.72 (excluding applicable tax)
- Local Tax, if applicable
- Agreement: SLSA-21396-21-FEB-95

In issuing a purchase order, Palm Beach County agrees and acknowledges that the terms of this ordering document are incorporated into Palm Beach County's purchase order and that the terms of this ordering document and the terms of SLSA-21396-21-FEB-95 supersede the purchase order or any other non-Oracle document, and no terms included in any such purchase order or other non-Oracle document shall apply to the technical support services ordered.

Please e-mail or fax the purchase order to Oracle per the Remittance Details provided below.

#### **Check**

If the technical support services on this ordering document will be purchased by check, the check must include the following information:

- Service Contract #: 2261550
- Term of Service: 24-Apr-08 to 23-Apr-09
- Final Total: USD 801,653.72 (excluding applicable tax)
- Local Tax, if applicable
- Agreement: SLSA-21396-21-FEB-95

In issuing a check, Palm Beach County agrees and acknowledges that the terms of this ordering document and the terms of SLSA-21396-21-FEB-95 shall apply to the technical support services ordered. No terms attached or submitted with the check shall apply.

Please mail check payments per the Remittance Details provided below.

**Credit Card Confirmation**

If the technical support services on this ordering document will be purchased by credit card, please complete the section below and return it to Oracle per the Remittance Details provided below. Please note that Oracle is unable to process credit card transactions of USD100,000 or greater.

Service Contract #: 2261550  
Term of Service: 24-Apr-08 to 23-Apr-09  
Final Total: USD 801,653.72 (excluding applicable tax)  
Agreement: SLSA-21396-21-FEB-95

\_\_\_\_\_  
Credit Card Number

\_\_\_\_\_  
Expiration Date

\_\_\_\_\_  
Billing Address (associated with Credit Card)

\_\_\_\_\_  
City, State, and Zip (associated with Credit Card)

\_\_\_\_\_  
Authorized Signature

\_\_\_\_\_  
Name

The credit card must be valid for the entire Term of Service above. In issuing this credit card confirmation, Palm Beach County agrees and acknowledges that the terms of this ordering document and the terms of SLSA-21396-21-FEB-95 shall apply to the technical support services ordered. No terms attached or submitted with the credit card confirmation shall apply.

**REMITTANCE DETAILS**

Purchase orders or credit card details for the technical support services ordered hereto should be sent to:

Attn: Whitney Emilo  
Oracle Support Services  
Fax: +17197574281  
E-mail: whitney.smith@oracle.com

Checks for the technical support services ordered hereto should be sent to:

**AK, AZ, CA, HI, ID, NV, OR, UT, WA:**

Oracle USA, Inc.  
PO Box 44471  
San Francisco, CA 94144-4471

**All other States:**

Oracle USA, Inc.  
PO Box 71028  
Chicago, IL 60694-1028

PALM BEACH COUNTY  
BOARD OF COUNTY COMMISSIONERS

M/A 7-0  
R-2007-0815

AGENDA ITEM SUMMARY

Meeting Date: 05/15/07 [X] Consent [ ] Regular  
[ ] Ordinance [ ] Public Hearing

Department Submitted By: Palm Beach County ISS  
Submitted For: Palm Beach County ISS

**I. EXECUTIVE BRIEF**

**Motion and Title: Staff recommends motion to approve:** Renewal of Oracle database software maintenance agreement for the period June 1, 2007 to May 31, 2008 in the amount of \$842,415.

**Summary:** This agenda item will continue the practice of coterminous end dates for all County Oracle software maintenance agreements. ISS staff works very closely with the vendor to assure that all of the Oracle components are covered by this agreement and to minimize the annual cost increase. Countywide (PK)

**Background and Justification:** Oracle database software was first purchased in 1995 and is an essential component in many of the County's large software applications. Oracle is the standard for database software in Palm Beach County organizations.

**Attachment:**

- 1) 2 Originals, Purchase Order Exemption Form (POEF)
- 2) Copy of Oracle maintenance quotation # 1613170, dated April 24, 2007
- 3) Copy of R95-230D, as amended through R 2006-0713.1

Recommended by: Steve Bordelon 4/30/07  
Department Director Date

Approved by: [Signature] 5/2/07  
County Administrator Date

**II. FISCAL IMPACT ANALYSIS**

A. Five Year Summary of Fiscal Impact:

<b>Fiscal Years</b>	<u>2007</u>	<u>2008</u>	<u>2009</u>	<u>2010</u>	<u>2011</u>
<b>Capital Expenditures</b>	<u>\$280,805</u>	<u>\$561,610</u>	_____	_____	_____
<b>Operating Costs</b>	_____	_____	_____	_____	_____
<b>External Revenues</b>	_____	_____	_____	_____	_____
<b>Program Income (County)</b>	_____	_____	_____	_____	_____
<b>In-Kind Match (County)</b>	_____	_____	_____	_____	_____
 NET FISCAL IMPACT	 <u>\$280,805</u>	 <u>\$561,610</u>	 _____	 _____	 _____
 # ADDITIONAL FTE POSITIONS (Cumulative)	 <u>0</u>	 _____	 _____	 _____	 _____
 Is Item Included in Current Budget?	 Yes	 <input checked="" type="checkbox"/>	 No		
 Budget Account Number:	 Fund <u>5020</u>	 Dept <u>490</u>	 Unit <u>1310</u>	 Objt <u>3401</u>	 <u>\$842,415</u>

B. Recommended Sources of Funds / Summary of Fiscal Impact

C. Departmental Fiscal Review:

Robert K. Bessel 4/10/07

**III. REVIEW COMMENTS**

A. OFMB Fiscal and/or Contract Administration Comments:

Jim Dul 4/30/07 OFMB  
4-30-07  
CNC 4/30/07  
5/1/07  
Steve J. Juehl 5/7/07 Contract Administration

B. Legal Sufficiency:

Paul F. J. 5/2/07  
 Assistant County Attorney

C. Other Department Review:

\_\_\_\_\_  
 Department Director

**NOTE TO OUR CUSTOMER:** We value your business and want to give you quality service. To ensure that your products and invoices are delivered to the correct locations we normally process your order after receipt of a purchase order. When your purchase order is not available we ask you to complete this form to provide us with the information we need to process your order correctly. Thank you.

<b>LEGAL CUSTOMER NAME: PALM BEACH COUNTY ISS</b>		<b>R2007 0815 MAY 15 2007</b>	
<b>SHIPPING ADDRESS</b>		<b>BILLING ADDRESS</b>	
301 N. Olive Avenue		301 N. Olive Avenue	
WEST PALM BEACH		WEST PALM BEACH	
FL 33401 United States		FL 33401 United States	
Shipping contact: <b>ROBERT BUSCH</b>	Billing contact: <b>ROBERT BUSCH</b>		
Shipping phone: <b>561.355.2918</b>	Billing phone: <b>561.355.2918</b>		
<b>REFERENCE NUMBERS</b>		<b>ORDER AMOUNT</b>	
Purchase order number:		Software licenses	
Purchase requisition number:		Technical support services <b>\$842,414.63</b>	
Oracle quote or contract number: 1613170		Consulting services	
Support Renewal Term: 01-JUN-07 to 31-MAY-08		Education services	
<b>TAX STATUS (check one)</b>		Documentation products <b>\$0.00</b>	
Taxable: <input type="checkbox"/>		Total <b>\$842,414.63</b>	
Tax-exempt: <input checked="" type="checkbox"/> (Attach tax certificate)			

To: Oracle Corporation

Sales Representative: **SARA JORDAN**

I cannot provide a purchase order for the above referenced purchase because (check one):

- 1) My company does not issue purchase orders and I have completed all sections above.
- 2) I have not received the final purchase order from my company's purchasing department. However, I have completed all sections above and
  - have obtained all necessary approvals to release funds for this purchase and
  - have attached a copy of my purchase requisition to this form and
  - will send the final purchase order to Oracle as soon as it is available.

The information I have provided in this form is accurate and I have complied with my company's business practices in making this purchase. This form affirms my company's commitment to pay for the products and services I have ordered.

Addie L. Greene  
Name

*Addie L. Greene*  
Authorized Signature

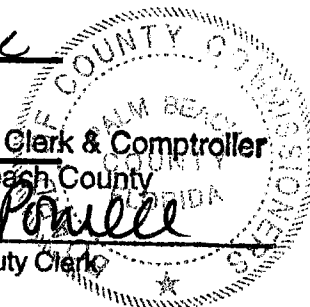
Chairperson  
Title

Sharon R. Bock, Clerk & Comptroller  
Palm Beach County

APPROVED AS TO TERMS AND CONDITIONS  
BY *Steve Bordenon*  
ISS DIRECTOR

APPROVED AS TO FORM AND LEGAL SUFFICIENCY  
Date  
By *Paul F. K*  
COUNTY ATTORNEY

By *Nancy Powell*  
Deputy Clerk





24-Apr-07

Dale Fargo  
PALM BEACH COUNTY ISS  
301 N Olive Avenue  
4th floor  
WEST PALM BEACH  
FL 33401

Dear Dale Fargo,

The technical support services and benefits provided under service contract number 1613170 will expire, or have expired, on 31-May-07. Please find attached an ordering document for the renewal of this service contract. If applicable, the attached ordering document may also include incremental technical support services newly acquired.

In order to complete the attached ordering document and to ensure that there is no interruption to the technical support services and benefits provided under service contract number 1613170, please accept the ordering document in accordance with the attached Acceptance Details on or before 1-May-07.

If further information is required, please contact me at the e-mail address or telephone number provided below.

Regards,

Sara Phillips  
Oracle Support Services  
E-mail: [sara.jordan@oracle.com](mailto:sara.jordan@oracle.com)  
Tel.: 703 364 0017  
Fax: 719 757 4303



Ordering Document

<b>Order Date:</b>	24-Apr-07	<b>Renewal Contact:</b>	Sara Phillips
<b>Service Contract #:</b>	1613170	<b>Address:</b>	Oracle Reston 1910 Oracle Way Reston VA 20190
<b>Payment Terms:</b>	30 NET from date of invoice	<b>Telephone:</b>	703 364 0017
<b>Billing Terms:</b>	Quarterly in Arrears in four approximately equal amounts	<b>Fax:</b>	719 757 4303
<b>Offer Expires:</b>	1-May-07	<b>E-mail:</b>	sara.jordan@oracle.com

**CUSTOMER:** PALM BEACH COUNTY ISS

**QUOTE TO**

**Account Contact:** Dale Fargo  
**Account Name:** PALM BEACH COUNTY ISS  
**Address:** 301 N Olive Avenue  
4th floor  
WEST PALM BEACH  
FL 33401  
**Telephone:** 561 355-4488  
**Fax:**  
**E-mail:** dfargo@co.palm-beach.fl.us

**BILL TO**

**Account Contact:** Robert Busch  
**Account Name:** PALM BEACH COUNTY ISS  
**Address:** 301 N. Olive Avenue  
WEST PALM BEACH  
FL 33401  
**Telephone:** 561-355 2918  
**Fax:** 561-355 3482  
**E-mail:** rbusch@co.palm-beach.fl.us

Oracle may provide certain information and notices about technical support via e-mail. Accordingly, please verify and update the Quote To and Bill To information above to ensure that such communications and notices are received from us. If changes are required, please e-mail or fax the updated information to Sara Phillips at sara.jordan@oracle.com or 719 757 4303. Please also include service contract number 1613170 on such reply.



## Service Details

Service Level:		Software Update License & Support			End Date: 31-May-08	
Product Description	CSI #	Qty	License Metric	License Level / Type	Start Date	Final Price
Change Management Pack - Processor Perpetual	14896524	20		FULL USE	1-Jun-07	4,738.53
Configuration Management Pack for Internet Application Server - Processor Perpetual	14896524	4		FULL USE	1-Jun-07	1,556.03
Diagnostics Pack - Processor Perpetual	14896524	20		FULL USE	1-Jun-07	4,738.53
Internet Application Server Enterprise Edition - Processor Perpetual	14896524	4		FULL USE	1-Jun-07	15,560.29
Oracle Database Enterprise Edition - Processor Perpetual	14896524	20		FULL USE	1-Jun-07	63,180.35
Diagnostics Pack for Internet Application Server - Processor Perpetual	14896524	4		FULL USE	1-Jun-07	1,556.03
Tuning Pack - Processor Perpetual	14896524	20		FULL USE	1-Jun-07	4,738.52
Oracle Database Enterprise Edition - Processor Perpetual	3873042	2		FULL USE	1-Jun-07	9,896.08
Oracle Database Enterprise Edition - Processor Perpetual	3643563	14		FULL USE	1-Jun-07	39,840.35
Tuning Pack - Processor Perpetual	3643563	14		FULL USE	1-Jun-07	2,988.02
Internet Application Server Enterprise Edition - Processor Perpetual	3643563	4		FULL USE	1-Jun-07	5,691.48
Diagnostics Pack - Processor Perpetual	3643563	14		FULL USE	1-Jun-07	2,988.02
Change Management Pack - Processor Perpetual	3643563	14		FULL USE	1-Jun-07	2,988.02
Internet Developer Suite - Named User Perpetual	3425394	19			1-Jun-07	12,577.45
Oracle Database Enterprise Edition - Named User Perpetual	3425394	3060			1-Jun-07	324,100.90
Programmer - Named User Perpetual	3425394	12			1-Jun-07	1,588.73
Diagnostics Pack - Named User Perpetual	3425394	488			1-Jun-07	3,876.51
Change Management Pack - Named User Perpetual	3425394	3060		FULL USE	1-Jun-07	24,307.56
Change Management Pack - Processor Perpetual	13906460	17		FULL USE	1-Jun-07	6,412.73
Diagnostics Pack - Named User Perpetual	3425394	2572		FULL USE	1-Jun-07	20,431.07
Oracle Database Enterprise Edition - Processor Perpetual	3425394	3		FULL USE	1-Jun-07	15,887.30
Tuning Pack - Processor Perpetual	13906460	17		FULL USE	1-Jun-07	6,412.73

Service Level:		Software Update License & Support			End Date: 31-May-08	
Product Description	CSI #	Qty	License Metric	License Level / Type	Start Date	Final Price
Change Management Pack - Processor Perpetual	3873042	2		FULL USE	1-Jun-07	742.20 ✓
Internet Application Server Enterprise Edition - Processor Perpetual	3873042	2		FULL USE	1-Jun-07	4,948.04 ✓
Tuning Pack - Processor Perpetual	3873042	2		FULL USE	1-Jun-07	742.21 ✓
Diagnostics Pack - Processor Perpetual	3873042	2		FULL USE	1-Jun-07	742.21 ✓
Diagnostics Pack - Processor Perpetual	13906460	17		FULL USE	1-Jun-07	6,412.73
Internet Application Server Enterprise Edition - Processor Perpetual	13906460	5		FULL USE	1-Jun-07	12,573.99
Spatial - Processor Perpetual	13906460	2		FULL USE	1-Jun-07	2,514.80
Oracle Database Enterprise Edition - Processor Perpetual	13906460	17		FULL USE	1-Jun-07	85,503.18
Internet Application Server Enterprise Edition - Processor Perpetual	14149154	2		FULL USE	1-Jun-07	6,692.17
Internet Application Server Enterprise Edition - Named User Plus Perpetual	14149154	50		FULL USE	1-Jun-07	3,346.08
Diagnostics Pack for Internet Application Server - Named User Plus Perpetual	14149154	50		FULL USE	1-Jun-07	501.90
Diagnostics Pack for Internet Application Server - Processor Perpetual	14149154	14		FULL USE	1-Jun-07	7,026.78
Internet Application Server Enterprise Edition - Processor Perpetual	3425394	1		FULL USE	1-Jun-07	2,647.88
Tuning Pack - Named User Perpetual	3425394	2572		FULL USE	1-Jun-07	20,431.07
Real Application Clusters - Named User Perpetual	3425394	1058			1-Jun-07	56,029.22
Spatial - Named User Perpetual	3425394	48			1-Jun-07	1,270.98
Tuning Pack - Named User Perpetual	3425394	488			1-Jun-07	3,876.51
Oracle Database Enterprise Edition - Processor Perpetual	3425394	1			1-Jun-07	5,295.76
Oracle Database Enterprise Edition - Processor Perpetual	14662055	5		FULL USE	1-Jun-07	27,645.20
Diagnostics Pack - Processor Perpetual	14662055	5		FULL USE	1-Jun-07	2,073.40
Change Management Pack - Processor Perpetual	14662055	5		FULL USE	1-Jun-07	2,073.40
Configuration Management Pack - Processor Perpetual	14662055	5		FULL USE	1-Jun-07	2,073.40
Internet Application Server	14662055	2		FULL USE	1-Jun-07	8,293.57

Service Level: Software Update License & Support					End Date: 31-May-08	
Product Description	CSI #	Qty	License Metric	License Level / Type	Start Date	Final Price
Enterprise Edition - Processor Perpetual						
Configuration Management Pack for Internet Application Server - Processor Perpetual	14662055	2		FULL USE	1-Jun-07	829.36
Tuning Pack - Processor Perpetual	14662055	5		FULL USE	1-Jun-07	2,073.40
<b>Subtotal:</b>					<b>USD</b>	<b>842,414.63</b>
<b>Total Amount:</b>					<b>USD</b>	<b>842,414.63</b>
plus applicable tax						

**Notes:**

1. If any of the fields listed above are blank, the program licenses were acquired under a separate license model in which such field(s) does not apply.
2. If a change to the Service Details provided above is required, please contact Sara Phillips at 703 364 0017 or at sara.jordan@oracle.com and an updated ordering document will be provided to you in accordance with Oracle's technical support policies.

**GENERAL TERMS**

"You" and "your" refers to the Customer provided above.

The technical support services acquired under this ordering document are governed by the terms and conditions of the SLSA-21396-21-FEB-95, and will be provided under Oracle's technical support policies in effect at the time the services are provided. Any updates and other materials provided or made available to you under technical support shall be subject to your license grant and use restrictions applicable to the programs being supported.

The technical support policies are subject to change at Oracle's discretion; however, Oracle will not materially reduce the level of services provided for supported programs during the period for which fees for technical support have been paid. You should review the technical support policies prior to entering into this ordering document. You may access the current version of the technical support policies, including Oracle's reinstatement policy, at <http://www.oracle.com/support/policies.html>. Customers who allow technical support to lapse and later wish to reactivate it will be subject to Oracle's reinstatement policy in effect at the time of reinstatement. Applicable reinstatement fees may apply in addition to the annual technical support fees.

This ordering document is subject to Oracle's acceptance. An invoice, including applicable sales tax, GST, or VAT (collectively referred to as "tax"), will only be issued upon receipt of acceptance. If your organization is tax exempt and is not a U.S. federal government entity, a copy of your tax exemption certificate and a letter of authorization must be included with your purchase order or other form of payment.

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**Acceptance Details**

Oracle normally processes orders after receipt of a purchase order or other acceptable form of payment such as a credit card for the total fees specified on the ordering document.

Acceptance of the services ordered hereto should be sent to:

Attn: Sara Phillips  
Oracle Support Services  
Fax: 719 757 4303  
E-mail: sara.jordan@oracle.com

**PURCHASE ORDER, CHECK, CREDIT CARD CONFIRMATION**

**Purchase Order**

If the ordering document will be accepted by purchase order, the purchase order must include the following information:

Service Contract #: 1613170  
Term of Service: 1-Jun-07 to 31-May-08  
Local Tax, if applicable  
Agreement: SLSA-21396-21-FEB-95

The terms of SLSA-21396-21-FEB-95 and this ordering document shall supersede the terms of the purchase order or any other non-Oracle document, and no terms included in any such purchase order or other non-Oracle document shall apply to the services ordered.

Please e-mail or fax the purchase order to Oracle per the Acceptance Details provided above.

**Check**

If the ordering document will be accepted by check, the check must include the following information:

Service Contract #: 1613170  
Term of Service: 1-Jun-07 to 31-May-08  
Local Tax, if applicable

Please mail check payments to the following address:

**AK, AZ, CA, HI, ID, NV, OR, UT, WA:**

Oracle USA, Inc.  
PO Box 44471  
San Francisco, CA 94144-4471

**All other States:**

Oracle USA, Inc.  
PO Box 71028  
Chicago, IL 60694-1028

**Credit Card**

If the ordering document will be accepted by credit card, please complete the section below and return it to Oracle per the Acceptance Details provided above.

Service Contract #: 1613170  
Term of Service: 1-Jun-07 to 31-May-08  
Agreement: SLSA-21396-21-FEB-95

\_\_\_\_\_  
Credit Card Number

\_\_\_\_\_  
Expiration Date

\_\_\_\_\_  
Billing Address (associated with Credit Card)

\_\_\_\_\_  
City, State, and Zip (associated with Credit Card)

\_\_\_\_\_  
Authorized Signature

\_\_\_\_\_  
Name

The credit card must be valid for the entire Term of Service above. Oracle will bill the credit card in accordance with the payment terms provided in the ordering document above.

PALM BEACH COUNTY  
BOARD OF COUNTY COMMISSIONERS

M/W 7-0  
R-2006-0713.1

AGENDA ITEM SUMMARY

Meeting Date: 04/18/06 [X] Consent [ ] Regular  
[ ] Ordinance [ ] Public Hearing

Department Submitted By: Palm Beach County ISS  
Submitted For: Palm Beach County ISS

**I. EXECUTIVE BRIEF**

**Motion and Title:** Staff recommends motion to approve: Renewal of Oracle database software maintenance agreements for the period June 1, 2006 to May 31, 2007 in the amount of \$680,859.

**Summary:** During FY 2005, staff worked extensively with Oracle to review the County's existing Oracle software maintenance agreements and bring all expiration dates coterminous to May 31, 2005. These maintenance agreements were then extended to May 31, 2006 under resolutions R2005-1578 through R2005-1582. This agenda item will continue the practice of coterminous end dates for all County Oracle software maintenance agreements and will provide the additional spending authority to process payments on these agreements. Negotiations with the vendor resulted in an increase of one-half of one percent, well below the maximum increase allowed by contract of four percent for these annual Oracle maintenance costs. Countywide (PK)

**Background and Justification:** Oracle database software was first purchased in 1995 and is an essential component in many of the County's large software applications, including JIS and many others. Oracle is the standard for database software in Palm Beach County organizations.

APPROVED  
BY BOARD OF COUNTY COMMISSIONERS  
AT MEETING OF APR 18 2006  
*Judith Cropper* D.C.  
MINUTES & RECORDS SECTION

**Attachment:**

- 1) Copy of Oracle maintenance quotation # 1613170, dated January 30, 2006
- 2) Copy of R95-230D, as amended through R 2005-1782

**Agenda item is more than 50 pages;  
may be viewed in Administration.**

Recommended by: *Steve Bordelon* 3-29-06  
 (40) Department Director Date

Approved by: *[Signature]* 4-1-06  
 County Administrator Date

**II. FISCAL IMPACT ANALYSIS**

A. Five Year Summary of Fiscal Impact:

<b>Fiscal Years</b>	<b><u>2006</u></b>	<b><u>2007</u></b>	<b><u>2008</u></b>	<b><u>2009</u></b>	<b><u>2010</u></b>
<b>Capital Expenditures</b>	<u>\$226,953</u>	<u>\$453,906</u>	_____	_____	_____
<b>Operating Costs</b>	_____	_____	_____	_____	_____
<b>External Revenues</b>	_____	_____	_____	_____	_____
<b>Program Income (County)</b>	_____	_____	_____	_____	_____
<b>In-Kind Match (County)</b>	_____	_____	_____	_____	_____
<b>NET FISCAL IMPACT</b>	<u>\$226,953</u>	<u>\$453,906</u>	_____	_____	_____
<b># ADDITIONAL FTE POSITIONS (Cumulative)</b>	<u>0</u>	_____	_____	_____	_____
<b>Is Item Included in Current Budget?</b>		Yes <input checked="" type="checkbox"/>		No	
<b>Budget Account Number:</b>	Fund <u>5020</u>	Dept <u>490</u>	Unit <u>1310</u>	Objt <u>3401</u>	<u>\$680,859</u>

B. Recommended Sources of Funds / Summary of Fiscal Impact

C. Departmental Fiscal Review:

Robert C. Basel 3/22/06

**III. REVIEW COMMENTS**

A. OFMB Fiscal and/or Contract Administration Comments:

Jim Dink 4/4/06  
OFMB  
AKW  
4-3-06

James J. Jovanoff 4/5/06  
4/16/06 Contract Administration

B. Legal Sufficiency:

Paul F. [Signature] 4/6/06  
Assistant County Attorney

C. Other Department Review:

\_\_\_\_\_  
Department Director



30-Jan-06

Dale Fargo  
PALM BEACH COUNTY ISS  
301 N OLIVE AVENUE  
4TH FLOOR  
WEST PALM BEACH  
FL 33401  
United States

Re: Service Renewal # 1613170

R2006-0713.1

Dear Dale Fargo,

APR 18 2006

Please find attached a quotation for the above service renewal. The technical support services and benefits you are receiving will expire, or have expired, on 31-May-06. This quotation is provided pursuant to the terms and conditions of the valid license agreement that you executed when you acquired technical support from Oracle or an Oracle authorized Reseller for the licenses referenced on the above service renewal; your service order under this quotation is subject to Oracle's acceptance.

The new service level, named Software Update License & Support, reflects the combination of Software Updates and Product Support service levels. All licenses on which you previously had both Software Updates and Product Support have been quoted on this renewal with Software Update License & Support. All licenses on which you previously had only Software Updates have been quoted on this renewal with Software Updates. Your access and entitlement to support services are unaffected. For more detailed information on this change, please refer to <http://www.oracle.com/support/standard.html>.

In order to complete this service renewal and to ensure that there is no interruption to your technical support, please accept this service renewal in accordance with the attached Acceptance Details on or before 2-May-06. An invoice, including applicable sales tax, GST, or VAT (collectively referred to as "Tax"), will only be issued upon receipt of acceptance. If your organization is tax exempt and is not a U.S. federal government entity, a copy of your tax exemption certificate must be included with your purchase order or other form of payment.

Oracle's technical support policies govern the terms of your technical support and are subject to change in accordance with its terms. The most current technical support policies, including Oracle's Reinstatement Policy, can be found on the web at <http://www.oracle.com/support/policies.html>. Customers who allow technical support to lapse and later wish to reactivate it will be subject to Oracle's then current Reinstatement Policy. Applicable reinstatement fees may apply in addition to the annual technical support fees.

Oracle provides information and notices about technical support via e-mail. Accordingly, it is important that you provide updated e-mail information with your order to ensure that you receive all communication and notices from us.

Please note that as part of a corporate restructuring associated with our recent acquisition of PeopleSoft, Inc., Oracle Corporation has transferred substantially all of its U.S. based operations, including our contracts with our customers to, Oracle USA, Inc., effective March 1, 2005.