

ORDINANCE NO. 003-100

AN ORDINANCE DECLARING PUBLIC
BIDDING DISADVANTAGEOUS AND
AUTHORIZING A CONTRACT FOR
NOVELL SOFTWARE LICENSE AND
MAINTENANCE

WHEREAS, The Chicago Transit Authority desires to continue to use and upgrade its NOVELL software; and

WHEREAS, In 1995, the State of Illinois and Novell entered into a negotiated contract for the license and maintenance of software, wherein Novell allowed the State of Illinois a 50 percent discount from retail prices; and

WHEREAS, The Authority does not meet the minimum levels of Novell software usage needed to receive a price discount directly from Novell comparable to that of the State of Illinois; and

WHEREAS, The Authority can participate in the favorable pricing offered to the State of Illinois and has entered into an agreement with the State under the provisions of the Illinois Governmental Joint Purchasing Act; and

WHEREAS, Under the provisions of the State of Illinois contract with Novell, purchases of Novell products are made through a computer products sales outlet known as ASAP Software; and

WHEREAS, Section 54.3-5 of the Regulations Governing Purchase and Sales Transactions provides for the award of contracts in those situations where the Transit Board determines that competitive bidding would be disadvantageous; now, therefore:

BE IT ORDAINED BY THE CHICAGO TRANSIT BOARD
OF THE CHICAGO TRANSIT AUTHORITY:

SECTION 1. That based on the statements set forth in the preamble of this ordinance, the Transit Board hereby determines that competitive bidding for this service and products is disadvantageous.

SECTION 2. That the Chairman of the Board, or her designee, is hereby authorized to enter into a contract with ASAP Software under the State of Illinois contract for Novell software, required for maintaining and upgrading the Authority's PC users, in an amount not to exceed five hundred seven thousand four hundred seventy-six dollars and eighty cents (\$507,476.80) under Requisition No. B03OP01418.

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SECTION 3. This ordinance shall be in full force and effect from and after its passage.

APPROVED:

PASSED:

Chairman

Assistant Secretary

August 6, 2003

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