



AGENDA REPORT

PROPOSED ACTION: **Resolution:** Approve and Authorize the Executive Director to Execute an Agreement with Mythics, LLC dba Mythics VII, LLC for Oracle Enterprise Resources Planning Software Maintenance and Support for a Term of Five Years for an Amount Not to Exceed \$1,446,333 and finding that the Proposed Action is Exempt Under the California Environmental Quality Act. **(Finance & Admin)**

Submitted By: Julie Lam, Chief Financial Officer; Kristi McKenney, Executive Director

Parties Involved: Mythics, LLC dba
Mythics VII, LLC; Virginia Beach, VA
Oracle Corporation; Austin, TX

Amount: \$1,446,333 (operating expense)
Total for Five Years of Services

EXECUTIVE SUMMARY: The Port of Oakland (Port) uses Oracle Corporation's Enterprise Resource Planning (Oracle ERP) system for finance and human resources functions. The current software maintenance and support licensing agreement for the Oracle ERP system expires on April 29, 2025. Authorization is requested to renew the Port's Oracle ERP software maintenance and support licensing agreement for up to five-years through Mythics, LLC dba Mythics VII, LLC (Mythics).

BACKGROUND & ANALYSIS

The Port uses Oracle's ERP system as the primary software system for managing the Port's finance, payroll, human resources, procurement, assets, projects, and property functions. A maintenance and support licensing agreement is necessary for the Port to receive operational support with needed bug fixes, quarterly security patch releases, technology upgrades, and annually required payroll patch releases.

Cooperative Purchase Agreement

While researching the best option for the Port's ERP software support and maintenance agreement, Port Staff identified a cooperative purchase agreement through OMNIA Partners (formerly US Communities) with Mythics for Oracle products support, services, and solutions. Maricopa County, Arizona conducted the competitive solicitation and awarded the cooperative purchase agreement based on their competitive procurement procedures. Port of Oakland Administrative Code, Section 5.12.070.D.4, provides that formal competitive procurement requirements shall not apply to "[c]ontracts for the same Supplies or Services awarded by ... another governmental agency provided the award of the contract was based on that agency's published competitive procurement or bidding procedures and not based on the waiver of such competitive procedures." Port Staff has reviewed the cooperative purchase agreement and recommends leveraging its terms for the Port's benefit.

OTHER FINDINGS AND PROVISIONS

ENVIRONMENTAL REVIEW

The proposed action was analyzed under the California Environmental Quality Act (CEQA) and was found to be:

- ☐ Categorically exempt under the following CEQA Guidelines Section:

Choose an item.

- ☒ "Common Sense" exemption under CEQA Guidelines Section 15061(b)(3).

- ☐ Other/Notes:

BUDGET

- ☐ Administrative (No Impact to Operating, Non-Operating, or Capital Budgets); OR

☒ Operating

☐ Non-Operating

☐ Capital

Analysis: The Oracle ERP maintenance and support license is included in the FY 2025 Operating Expense Budget and will be included in future Finance department operating expense budgets.

STAFFING

- ☒ No Anticipated Staffing Impact.

- ☐ Anticipated Change to Budgeted Headcount.

Reason:

- ☐ Other Anticipated Staffing Impact (e.g., Temp Help).

Reason:

MARITIME AND AVIATION PROJECT LABOR AGREEMENT (MAPLA):

Applies? No (Not Aviation or Maritime CIP Project) – proposed action is not covered work on Port's Capital Improvement Program in Aviation or Maritime areas above the threshold cost.

- ☐ Additional Notes:

LIVING WAGE (City Charter § 728):

Applies?

No (Not Covered Entity) – proposed action involves entity not covered by Living Wage requirements because it is not a covered service provider or tenant, does not employ at least 21 employees, or receive from or pay to Port at least \$50,000.

- ☐ Additional Notes:

SUSTAINABLE OPPORTUNITIES:

Applies? **No.**

GENERAL PLAN (City Charter § 727):

Conformity Determination:

<p><u>Reason:</u> There are no sustainability opportunities related to this proposed action because it does not involve a development project, purchasing of equipment, or operations that presents sustainability opportunities.</p>	<p>No Project – conformity determination not required because proposed action does not change use of or make alterations to an existing facility, or create a new facility.</p>
<p><u>STRATEGIC PLAN.</u> The proposed action would help the Port achieve the following goal(s) in the Port’s Strategic Plan:</p> <ul style="list-style-type: none"> <input type="checkbox"/> Capture Our Market and Grow the Economic Base <input checked="" type="checkbox"/> Modernize and Upgrade Infrastructure <input type="checkbox"/> Transition to Zero-Emissions and Build Climate Resilience <input type="checkbox"/> Maximize Land Use Value and Revenues <input type="checkbox"/> Workforce Training and Jobs Development <input type="checkbox"/> Create Opportunities for Local Businesses and Community Economic Development 	