

**Lee County Board Of County Commissioners
Agenda Item Summary**

Blue Sheet No. 20031319

1. REQUESTED MOTION:

ACTION REQUESTED: Approve the award of Project # EX040059, the purchase of Oracle software support, for Lee County ITG, at Florida State Contract pricing, from the Oracle Corporation. Grand total cost: \$178,399.87. Permission is also requested to purchase this maintenance, for the useful life of this software, via the Florida State Contract at an annual cost of approximately \$200,000 per year.

WHY ACTION IS NECESSARY: Purchases over \$50,000 must be approved by the Board.

WHAT ACTION ACCOMPLISHES: Provides Lee County with maintenance for its Oracle software products currently in use for the period of 8/30/03 through 8/29/04.

2. DEPARTMENTAL CATEGORY: 6
COMMISSION DISTRICT #

C6D

3. MEETING DATE:

11-18-2003

4. AGENDA:

- CONSENT
- ADMINISTRATIVE
- APPEALS
- PUBLIC WALK ON
- TIME REQUIRED:

5. REQUIREMENT/PURPOSE:
(Specify)

- STATUTE
- ORDINANCE
- ADMIN. AC-4-1
- CODE
- OTHER

6. REQUESTOR OF INFORMATION:

- A. COMMISSIONER
- B. DEPARTMENT County Administration
- C. DIVISION County Manager
ITG

BY: Jim Desjarlais

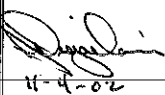
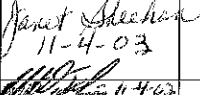
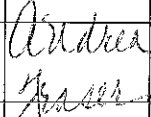
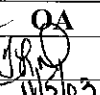
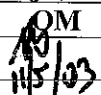
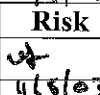
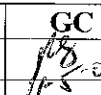

7. BACKGROUND: On November 3, 2003, the Division of Purchasing received a request from Lee County Administration to prepare a request to purchase Oracle maintenance, at the prices listed in the Florida State Contract.

Funding is available: KC5131851500.503465

- Attachments: (1) Department Request for State Contract Purchase
(2) Florida State Contract #252-002-00-1/Oracle Price List
(3) Oracle Corporation's Quotation

8. MANAGEMENT RECOMMENDATIONS:



9. RECOMMENDED APPROVAL:

A Department Director	B Purchasing or Contracts	C Human Resources	D Other	E County Attorney	F Budget Services				G County Manager
	 11-4-03				OA  11/5/03	OM  11/5/03	Risk  11/5/03	GC  11/5/03	

10. COMMISSION ACTION:

- APPROVED
- DENIED
- DEFERRED
- OTHER

Rec. by CoAtty
Date: 11/4/03
Time: 3:20 PM
Forwarded To: Co. Admin
11/5/03

RECEIVED BY COUNTY ADMIN: 
11/5/03
COUNTY ADMIN FORWARDED TO: 
11/5/03

ATTACHMENT # 9

From: Jim Desjarlais
To: Sheehan, Janet
Date: 11/3/03 4:11PM
Subject: Blue sheet for Oracle maintenance

Janet,

As discussed with Bob Franceschini, please proceed with the blue sheet preparation for Oracle Maintenance for multiple years as quoted by Oracle. Account string will be KC5131851500 503465

Thank you for your help.

Jim Desjarlais
Information Technology Manager
Office of the County Manager
jdesjarlais@leegov.com
(239) 335-2522
Fax (239) 335-2262

CC: Dean , Clint; Franceschini, Robert

ATTACHMENT # 2

Computer Software: Oracle Software
252-002-00-1

Effective: 05/26/00 through 05/25/04

Certification
Price Sheet
Ordering Instructions
Contract Documents

Contractors

Oracle Corporation
<http://osi.oracle.com/pls/florida/florida.home>

Florida Discount Schedule

This is in HTML format.

Transaction Band (List License + List Support)	Florida Discount Percentage
\$0 - \$100,000	24.25%
\$100,001 - \$250,000	29.30%
\$250,001 - \$375,000	34.35%
\$375,001 +	39.40%

AMENDMENT FOUR
to the
AGREEMENT
between
STATE OF FLORIDA
DEPARTMENT OF MANAGEMENT SERVICES
(CONTRACT NO. 252-002-00-1)
and
ORACLE CORPORATION

This Amendment Four ("Amendment") hereby amends the Software License and Services Agreement (the "Agreement") between the State of Florida Department of Management Services ("Customer") and Oracle Corporation ("Oracle") with an Effective Date of April 1, 2000, as amended. This Amendment shall remain valid from the effective date of this Amendment through May 25, 2003. In the event of any inconsistencies between the Agreement (as amended) and this Amendment, this Amendment shall take precedence.

1. **Price List.** "Price List" is defined as Oracle's E-Business Global Price List dated January 11, 2002 and is hereby incorporated into and attached hereto as Attachment A. Customer shall receive the following percentage of discounts to the "Price List". All previous price lists, discount matrices and addendums are null, void and hereby deleted.

E-Business License and Support Transaction Band List License + List Support	E-Business Discounts
\$0 - \$100,000	24.25%
\$100,001 - \$250,000	29.3%
\$250,001 - \$375,000	34.35%
\$375,001 +	39.4%

2. **Technical Support.** Customer may acquire Technical Support services for Programs set forth in the Price List at Attachment A hereto. A description of Oracle's current Technical Support policies are set forth at <http://oracle.com/support/index.html?policies.html>, which are subject to change; however, as long as the Customer has paid for Technical Support, the Technical Support Policies will not materially change during the term of the Agreement. In the event of a conflict between the terms of the Agreement and Oracle's Technical Support Policies, the terms of the Agreement shall control. For purposes of this Amendment and the Agreement, Technical Support services shall be paid quarterly in arrears.
3. **Definitions:** The following definitions are hereby incorporated into the Agreement:

License Set: A license set consists of all licenses that a contract entity owns of a program and all licenses of any programs which are technically dependent, e.g., Database and Options or Applications and Options.

Matching Service Levels: When acquiring Oracle technical support, all programs in any given license set must be supported under the same Oracle technical support service level. Customer may choose to leave all licenses of a particular program within a license set unsupported, but may not select varying levels of technical support for programs within a license set.

4. CD Packs. There will be no charge for CD packs during the term of this Amendment.
5. Professional Services. Customer may purchase Oracle Professional Services at the fees set forth in Attachment D hereto. Services shall be provided only upon receipt of an Order Form and a mutually agreed upon statement of work. Professional Services shall be equal to the number of hours of service performed multiplied by the applicable rate, plus reasonable travel and living expenses.

Customer acknowledges that the Professional Services are offered separately from any Program licenses acquired under this Agreement. Customer understands that it has the right to acquire said Program licenses without acquiring Professional Services, and may acquire Professional Services without acquiring Program licenses.

6. Education. Customer may purchase Oracle education units at the then current education unit price. Attachment E contains the latest listing of Oracle course offerings. This list is subject to change. A description of Oracle's current Education policies and most current course offerings are set forth at <http://www.oracle.com/education/index.html?customer.policy.html>.
7. All websites referenced in this Amendment Four are subject to change; however, these changes will not materially change during the term of the Agreement, except as otherwise specified herein.

The following Attachments are incorporated in this Amendment Four:

- Attachment A - Oracle's E-Business Global Price List dated January 11, 2002
- Attachment B - Sample Oracle's Ordering Document
- Attachment C - Oracle's License Definitions and Rules dated December 1, 2001
- Attachment D - Oracle's Consulting Services Schedule
- Attachment E - Oracle's Education Course Offering List

Except as set forth above, the terms and conditions of the Agreement shall remain unchanged and in full force and effect.

The Effective Date of this Amendment Four is Oct. 15, 2002.

STATE OF FLORIDA DEPARTMENT
OF MANAGEMENT SERVICES

ORACLE CORPORATION

BY: Melissa Rebozo Dominguez
NAME: Melissa Rebozo Dominguez
TITLE: 10/15/02

By: Verda M. Mullings
NAME: Verda M. Mullings
TITLE: Senior Manager

Approved as to form and legality
by the Dept. General Counsel's Office

GET Contracts

Amendment 4
Florida State Contract
Contract No. 252-002-00-1

Print name: Pat Brown
Date: 10/15/02



E-Business Global Price List
January 11, 2002

Oracle Database

Prices in USA (Dollar)

Database Products	Named User License	Processor License
Oracle Database		
Standard Edition ⁶	300	15,000
Enterprise Edition ¹	800	40,000
Personal Edition	400	-
Lite	100	-
Enterprise Edition Options: ²		
Real Application Clusters	400	20,000
Partitioning	200	10,000
OLAP	400	20,000
Data Mining	400	20,000
Spatial	200	10,000
Advanced Security	200	10,000
Label Security	200	10,000
Enterprise Managers: ²		
Diagnostics Pack	20	1,000
Tuning Pack	20	1,000
Change Management Pack	20	1,000
Management Pack for SAP R/3	20	1,000
Internet Application Server ¹		
Standard Edition	200	10,000
Enterprise Edition	400	20,000
Internet Application Server Enterprise Edition Options: ³		
Personalization	200	10,000
Wireless Option ⁵	200	10,000
Tools		
Internet Developer Suite	5,000	-
Discoverer Desktop Edition	1,000	-
Programmer	1,000	-
Other Server Products		
Message Broker ¹	200	10,000
Data Warehousing Products		
Pure Name & Address (North America)	-	20,000
Pure Name & Address (Latin America)	-	20,000
Pure Name & Address (EMEA)	-	20,000
Pure Name & Address (APAC)	-	20,000
Express Server	800	40,000
Express Analyzer	800	-
Express Objects	5,000	-

4-Year Term License at 60% of Perpetual License; 2-Year Term License at 35% of Perpetual License

Product Support available at 7% of Perpetual License (Prerequisite: Update Subscription); Update Subscription available at 15% of Perpetual License

Available on All Products on this page only:

1-Year Hosting Term License at 20% of Perpetual License (subject to Oracle management approval)

Oracle Database

Prices in USA (Dollar)

	Named User License	Computer License
Integration Products		
Open System Gateways	-	15,000
Mainframe Integration Gateways	-	95,000
Enterprise Integration Gateways	-	35,000
EDA/SQL Gateways	-	120,000
Each Additional EDA/SQL Driver	-	60,000
InterConnect Adapters ⁴	30,000	-

¹ If licensing by Named User, the minimum is 10 Named Users per Processor.

² Enterprise Edition Options & Enterprise Managers must match the number of licenses of the associated Oracle Database Enterprise Edition.

³ Internet Application Server Enterprise Edition Options must match the number of licenses of the associated Internet Application Server.

⁴ InterConnect Adapters are licensed per Adapter. The package contains the following adapters: PeopleSoft, SAP, CICS, and FTP.

⁵ Hosting available at 2% of Perpetual License per month for Computer Services and 3% of Perpetual License per month for Administration Services, subjected to the Hosting Discount Schedule available on <http://esource.oraclecorp.com>

⁶ Oracle Database Standard Edition can only be licensed on servers that have a maximum capacity of 4 processors. If licensing by Named User, the minimum is 5 Named Users.

4-Year Term License at 60% of Perpetual License; 2-Year Term License at 35% of Perpetual License

Product Support available at 7% of Perpetual License (Prerequisite: Update Subscription); Update Subscription available at 15% of Perpetual License

Available on All Products on this page only:

1-Year Hosting Term License at 20% of Perpetual License (subject to Oracle management approval)

Oracle Rdb

Prices in USA (Dollar)

Rdb Products	Named User License	Processor License
Rdb Server Products ¹		
Rdb Enterprise Edition	800	40,000
CODASYL DBMS	800	-
Rdb Server Options:		
TRACE/Expert ^{2,3}	100	5,000
Power Utilities ²	200	10,000
Rdb Development, Query and Reporting Tools		
Programmer for Rdb ⁴	1,000	-
RALLY	5,000	-
CDD/ Repository	5,000	-
RALLY Client	600	-
Enterprise Manager DBA Pack for Rdb	-	200
CDD/R Runtime ⁵	-	5,000

¹ If licensing by Named User, the minimum is 10 Named Users per Processor.

² Rdb Server Options must match the number of licenses of the associated database.

³ TRACE/Expert may also be licensed with CODASYL DBMS.

⁴ Oracle precompilers supported via SQL*Net for Rdb for use across Oracle & Rdb Servers.

⁵ CDD/R Runtime is an unlimited use license for applications requiring CDD/R deployment licenses.

4-Year Term License at 60% of Perpetual License; 2-Year Term License at 35% of Perpetual License

Product Support available at 7% of Perpetual License (Prerequisite: Update Subscription); Update Subscription available at 15% of Perpetual License

Oracle E-Business Suite

Applications	License Price	Licensing Metric	Minimum
Marketing			
Marketing Online	4,995	Application User	10
Option: Advanced Marketing Online	2,995	Application User	10
Option: Trade Management	2,995	Application User	10
Marketing Intelligence	1,495	Application User	10
Sales			
iStore	50,000	Processor	2
iPayment	50,000	Processor	2
TeleSales	2,995	Application User	10
Collections	1,195	Application User	10
Sales Online	3,995	Application User	10
Option: Mobile Sales	1,495	Application User	10
Option: Wireless Option for Sales	295	Application User	10
Quoting	1,195	Application User	10
Partners Online	995	Partner User	10
Sales Intelligence	1,495	Application User	10
Incentive Compensation	495	Compensated Individual	10
Order Fulfillment			
Order Management ³	0.6000	Order Line	50,000
Option: Release Management ^{1,3}	0.2000	Order Line	50,000
Advanced Pricing ³	0.2000	Order Line	50,000
Configurator	150,000	Processor	1
SellingPoint Mobile Configurator	4,500	Application User	10
Mobile Supply Chain Applications	2,995	Application User	5
Warehouse Management	6,995	Application User	15
Supply Chain Planning			
Advanced Supply Chain Planning	1,500	\$M Cost of Goods Sold	60
Option: Constraint Based Optimization ¹	375	\$M Cost of Goods Sold	60
Option: Inventory Optimization ¹	750	\$M Cost of Goods Sold	60
Global Order Promising	300	\$M Cost of Goods Sold	60
Demand Planning	600	\$M Cost of Goods Sold	60
Supply Chain Intelligence	500	\$M Cost of Goods Sold	60
Supply Chain Exchange ^{6,10}	1,500	\$M Cost of Goods Sold	60
Procurement			
Purchasing ²	3,995	Application User	5
iProcurement	5	Purchase Line	5,000
Purchasing Intelligence	3.00	Purchase Line	5,000
iSupplier Portal	1.00	Purchase Line	5,000
Exchange Marketplace ⁶	5,000	\$M Annual Transaction Volume	300
Sourcing ¹⁰	5,000	\$M Annual Transaction Volume	20
Manufacturing			
Discrete Manufacturing ²	3,995	Application User	10
Option: Flow Manufacturing ¹	2,995	Application User	10
Option: Manufacturing Scheduling ¹	1,495	Application User	10
Process Manufacturing ²	3,995	Application User	10
Manufacturing Intelligence	995	Application User	10
Shop Floor Management	4,995	\$M Cost of Goods Sold	30
Maintenance Management			
Enterprise Asset Management (Price approved in advance of availability)	5,995	Application User	10

4-Year Term License at 60% of Perpetual License; 2-Year Term License at 35% of Perpetual License

Product Support available at 7% of Perpetual License (Prerequisite: Update Subscription); Update Subscription available at 15% of Perpetual License

Available on all e-Business Suite products:

Hosting available at 2% of Perpetual License per month for Computer Services and 3% of Perpetual License per month for Administration Services, subjected to the Hosting Discount Schedule available on <http://esource.oraclecorp.com>

Oracle E-Business Suite

Prices in USA (Dollar)

Service	License Price	Licensing Metric	Minimum
iSupport	50,000	Processor	2
TeleService	2,995	Application User	10
Service Online	2,995	Application User	10
Option: Depot Repair	995	Application User	10
Option: Spares Management	995	Application User	10
Option: Wireless Option for Service	595	Application User	10
Advanced Service Online (Price approved in advance of availability)	3,995	Application User	10
Advanced Scheduler	695	Field Technician	10
Mobile Field Service	1,995	Field Technician	10
Quality Online	2,995	Application User	10
Service Intelligence	1,495	Application User	10
Customer Intelligence	50	Employee	100
CRM Data Model	4,995	Application User	10
Contracts			
Sales Contracts (Price approved in advance of availability)	5,995	Application User	10
Service Contracts	5,995	Application User	10
Rights Contracts	5,995	Application User	10
Project Contracts	5,995	Application User	10
Contracts Intelligence (Price approved in advance of availability)	1,495	Application User	10
Projects			
Project Costing ²	3,995	Application User	5
Project Billing	2,995	Application User	5
Internet Time	125	Application User	50
Project Resource Management	395	Person	25
Product Development Exchange ⁶	1,995	Application User	250
CADView-3D (Price approved in advance of availability)	995	Application User	100
Financial			
Financials ²	3,995	Application User	5
Treasury	24,995	Application User	4
Financials & Sales Analyzers	1,495	Application User	5
Internet Expenses	5	Expense Report	1,000
iReceivables	50	1K Invoice Line	20
Financials Intelligence	50	Employee	100
Activity Based Management	95	Employee	500
Balanced Scorecard	95	Employee	500
Human Resources			
Human Resources	60	Person	100
Self-Service Human Resources	25	Person	100
Payroll	60	Person	500
Time and Labor	35	Person	100
Advanced Benefits	40	Person	500
HR Intelligence	25	Person	100
Training Administration	30	Trainee	100
Other			
Tutor for Applications ⁵	495	Application User	5
Self-Service Tutor for Applications ⁵	20	Employee	5
EDI Gateway	29,995	Computer	1
Applications Read-Only User	1,495	Application Read-Only User	1
<small>(for Financials, Purchasing, Project Costing, Sales Contracts, Service Contracts, Rights Contracts, Project Contracts, Discrete Manufacturing, and Process Manufacturing)</small>			
iLearning ⁴	30	Trainee	5,000

4-Year Term License at 60% of Perpetual License; 2-Year Term License at 35% of Perpetual License

Product Support available at 7% of Perpetual License (Prerequisite: Update Subscription); Update Subscription available at 15% of Perpetual License

Available on all e-Business Suite products:

Hosting available at 2% of Perpetual License per month for Computer Services and 3% of Perpetual License per month for Administration Services, subjected to the Hosting Discount Schedule available on <http://esource.oraclecorp.com>

Oracle E-Business Suite

Prices in USA (Dollar)

	License Price	Licensing Metric	Minimum
Application Technologies			
Interaction Center			
Advanced Inbound	995	Workstation	50
Advanced Outbound	995	Workstation	50
Scripting	595	Workstation	50
eMail Center	1,995	Workstation	50
Interaction Center Intelligence	595	Workstation	50
iMeeting (price approved in advance of availability)	50,000	Processor	2
Vertical Applications			
Communications/Utilities			
CRL Financial Management ⁸	249,995	Module	1
Network Logistics (Network Asset Tracking) ⁸	0.2500	Per Subscriber Thereafter	1
	249,995	1st 200,000 Subscribers	1
Telco Provisioning ⁸	0.5000	Per Subscriber Thereafter	1
	249,995	Module	1
Number Portability ⁸	1.50	Per Subscriber Thereafter	1
	249,995	Module	1
	10	Ported Number/Year	1
Public Sector/University			
Student System	115	Student	2,500
Grants	3,995	Application User	5
Financial Services			
Performance Analyzer	70	Employee	1,000
Transfer Pricing	70	Employee	1,000
Transfer Pricing Online	750	Application User	5
Budgeting and Planning	3,000	Application User	5
Risk Manager	60	Employee	1,000
Financial Data Manager	200,000	Computer	1
Financial Services Provisioning	0.2000	Service Order Line	50,000
Health Care			
Clinical			
Option: Distributed Study Conduct ¹	15,000	Application User	5
Remote Data Capture ⁹	3,000	Application User	5
Thesaurus Management System ⁷	9	CRF Page	10,000
Thesaurus Management System - Read-Only ⁷	9,000	Application User	1
	1,000	Application Read-Only User	5

4-Year Term License at 60% of Perpetual License; 2-Year Term License at 35% of Perpetual License

Product Support available at 7% of Perpetual License (Prerequisite: Update Subscription); Update Subscription available at 15% of Perpetual License

Available on all e-Business Suite products:

Hosting available at 2% of Perpetual License per month for Computer Services and 3% of Perpetual License per month for Administration Services, subjected to the Hosting Discount Schedule available on <http://esource.oraclecorp.com>

- ¹ An option must be licensed at the same level as its parent. Example: number of Flow Manufacturing users = number of Discrete Manufacturing users.
- ² Primary Usage: is defined as each Application User of the following applications: Financials, Discrete Manufacturing, Process Manufacturing, Project Costing and Purchasing. Each such User is counted only once based on primary usage. You must specify how many Application Users you are licensing for each application. Primary Usage of one of the applications listed above provides the Application User with the right to use any or all of the other application programs listed above for which you are licensed. Primary Usage does not provide you with the right to use other application programs including the extensions or options to the application programs listed above.
- ³ If the revenue per order line (= company's annual revenue divided by the number of annual order lines) is between \$50.00 & \$74.99, the price per order line is 0.4000 for Order Management, 0.1400 for Release Management and 0.1400 for Advanced Pricing. Between \$25.00 & \$49.99, it is 0.2000 for OM, 0.0700 for RM and for AP. Between \$0.0001 & \$24.99, it is 0.1000 for OM, 0.0300 for RM and for AP. If the revenue per order line is greater than \$75, equal to \$0 or unknown, the price per order line is 0.6000 for OM, 0.2000 for RM and for AP.
- ⁴ Must be hosted by Oracle, the hosting fee is 5% of Perpetual License per month (2% for Computer Services and 3% for Administration Services), subjected to the Hosting Discount Schedule available on <http://esource.oraclecorp.com>
- ⁵ The number of Applications Users for Tutor for Applications must match the number of Application Users of each Application for which the customer is using Tutor. If the application is licensed with a metric based on all the individuals in an organization, i.e., Person, Employee, then everyone in the LOB or organization must be licensed using the Self Service Tutor for Applications. If the application is licensed with any other metric, i.e., Purchase Line, Order Line, then the number of Application Users for Tutor for Applications must match the number of Application Users that the customer would have licensed for the application, had this metric been available.
- ⁶ This product requires HQAPP approval.
- ⁷ If licensed with Clinical, the total number of application users and application read-only users of Thesaurus Management System must match the number of application users of Clinical. If licensed separately, the minimum of application users for Thesaurus Management System is 1, the minimum of application read-only users is 5.
- ⁸ Customers must pay for both the module and the subscriber/workstation fee.
- ⁹ Remote Data Capture can only be licensed for remote site users. In house entry users require a Clinical license.
- ¹⁰ Shared Services hosting is also available for this product at 1% of Perpetual License per month, subjected to the Hosting Discount Schedule available on <http://esource.oraclecorp.com>

Oracle Education Subscription

Prices in USA (Dollar)

Subscription	Licensing Metric	Frequency	Minimum
Learning Network ¹	349 Hosted Named User	Yearly	1
iLearning ²	99 Hosted Named User	3 Months	1
	4 Hosted Named User	Monthly	5,000

¹ Terms of use are described in the online Professional Subscription Agreement.

² At the minimum, the customer must license a number of Named Users and Months that are equal to USD \$5,000 or the equivalent currency.

DEFINITIONS

Named User: is defined as an individual authorized by you to use the programs which are installed on a single server or multiple servers, regardless of whether the individual is actively using the programs at any given time. A non human operated device will be counted as a Named User in addition to all individuals authorized to use the programs, if such devices can access the programs. If multiplexing hardware or software (e.g., a TP monitor or a web server product) is used, this number must be measured at the multiplexing front end.

Processor: shall be defined as all processors where the Oracle programs are installed and/or running. Programs licensed on a Processor basis may be accessed by your internal users (including agents and contractors) and by your third party users.

Application User: is defined as an individual authorized by you to use the application programs which are installed on a single server or on multiple servers regardless of whether the individual is actively using the programs at any given time.

Application Read-Only User: is defined as an individual authorized by you to run only queries or reports against application programs for which you have acquired Applications User licenses.

Adapter: is defined as each software code interface, installed on each Application Interconnect hub, which facilitates communication of information between third party software applications and Oracle programs.

Annual Transaction Volume: is defined as the U.S. dollar denominated total value of all purchase orders transacted and all auctions conducted through the Oracle Exchange Platform by you and others during the applicable year of the Oracle Exchange Platform license regardless of whether any such auction results in a purchase order, provided that an auction resulting in a purchase order shall only be counted against the Annual Transaction Volume once.

Case Report Form (CRF) Page: is defined as the "electronic equivalent" of what would be the total number of physical paper pages initiated remotely by the Program (measured explicitly in the Program as Received Data Collection Instruments) during a 12-month period. You may not exceed the licensed number of CRF pages during any 12-month period unless you acquire additional CRF pages/licenses from us.

Compensated Individual: is defined as an individual whose compensation or compensation calculations are generated by the programs. The term Compensated Individual includes, but is not limited to, your employees, contractors, retirees, and any other Person.

Computer: is defined as the computer on which the programs are installed. A Computer license allows you to use the licensed program on a single specified computer.

Cost of Goods Sold: is defined as the total cost of inventory that a company has sold during their fiscal year. If Cost of Goods Sold is unknown to you then Cost of Goods Sold shall be equal to 75% of total company revenue.

Employee: is defined as an active employee of yours. (note: The value of these applications is determined by the size of the active employee population and not the number of actual users. Therefore, all of your active employees must be included in your order when licensing these applications.)

Entry: is defined as a unique item (e.g., object, person, entity or item of information) stored within the programs. Replicated entries stored within the program on multiple servers are counted as a single entry.

Expense Report: is defined as the total number of expense reports processed by the iExpenses during a 12 month period. You may not exceed the licensed number of expense reports during any 12 month period.

Field Technician: is defined as an engineer, technician, representative, or other person who is dispatched by you to the field using the programs.

Hosted Named User: is defined as an individual authorized by you to access the hosted service, regardless of whether the individual is actively accessing the hosted service at any given time.

Invoice Line: is defined as the total number of invoice line items processed by the program during a 12 month period. You may not exceed the licensed number of Invoice Lines during any 12 month period unless you acquire additional Invoice Line licenses from us.

Module: is defined as each production database running the programs.

Order Line: is defined as the total number of order entry line items processed by the program during a 12 month period. Multiple order entry line items may be entered as part of an individual customer order or quote and may also be automatically generated by the Oracle Configurator. You may not exceed the licensed number of Order Lines during any 12 month period unless you acquire additional Order Line licenses from us.

Partner User: is defined as an individual authorized by you to use the Oracle Partners Online program which is installed on a single server or on multiple servers regardless of whether the individual is actively using the Oracle Partners Online program at any given time.

Person: is defined as your employee or contractor who is actively working on behalf of your organization or a former employee who has one or more benefit plans managed by the system or continues to be paid through the system. For Time and Labor, a person is defined as an employee or contractor whose time or labor (piece work) or absences are managed by the system. For Project Resource Management, a person is defined as an individual who is scheduled on a project. The total number of licenses needed is to be based on the peak number of part-time and full-time people whose records are recorded in the system.

Ported Number: is defined as the telephone number that end users retain as they change from one service provider to another. This telephone number originally resides on a telephone switch and is moved into the responsibility of another telephone switch.

Purchase Line: is defined as the total number of purchase line items processed by the application during a 12 month period. Multiple purchase lines may be created on either a requisition or purchase order or may be automatically generated by other Oracle Application programs. For iProcurement, Purchase Lines are counted as all line items on an approved requisition created in iProcurement. For iSupplier Portal and Purchasing Intelligence, Purchase Lines are counted as the line items on purchase orders processed through each of those applications. This does not include communication on the same P.O.. For each application, you may not exceed the licensed number of Purchase Lines during any 12-month period unless you acquire additional Purchase Line licenses from us. You may acquire a different number of Purchase Line licenses for each program (Number of Purchase Lines for iProcurement could be a smaller number than for iSupplier Portal).

Service Order Line: is defined as the total number of service order entry line items processed by the program during a 12 month period. Multiple service order entry line items may be entered as part of an individual customer service order or quote. You may not exceed the licensed number of Service Order Lines during any 12 month period unless you acquire additional Service Order Line licenses from us.

Stockkeeping Unit (SKU): is defined as an inventory item at a particular geographic location. For example, one product stocked at the plant and at six different distribution centers would represent seven SKUs.

Student: is defined as any named user enrolled in the University.

Subscriber: is defined as (a) a working telephone number for all wireline devices; (b) a portable handset or paging device that has been activated by you for wireless communications and paging; (c) a residential drop or a nonresidential device serviced by a cable provider; or (d) a live connected utility meter. The total number of Subscribers is equal to the aggregate of all types of Subscribers. If your business is not defined in the primary definition of Subscriber above, Subscriber is defined as each U.S. \$1,000 increment of your gross annual revenue as reported to the SEC in your annual report or the equivalent accounting or reporting document.

Suite: is defined as all the functional software components described in the product documentation.

Trainee: is defined as an employee, contractor, student or other person who is being recorded by the program.

Workstation: is defined as the client computer from which the programs are being accessed, regardless of where the program is installed.

\$M in Revenue: is defined as one million United States dollars in all income (interest income and non interest income) before adjustments for expenses and taxes generated by you during a fiscal year.

GENERAL LICENSING RULES

TERM DESIGNATION

If your Program License does not specify a term, the Program license is perpetual and shall continue unless terminated as otherwise provided in the Agreement.

4 Year Term: A Program license specifying a 4 Year Term shall commence on the Effective Date of the order and shall continue for a period of 4 years. At the end of the 4 Year Term the Program license shall terminate automatically.

2 Year Term: A Program license specifying a 2 Year Term shall commence on the Effective Date of the order and shall continue for a period of 2 years. At the end of the 2 Year Term the Program license shall terminate automatically.

1 Year Term: A Program license specifying a 1 Year Term shall commence on the Effective Date of the order and shall continue for a period of 1 year. At the end of the 1 Year Term the program license shall terminate. A program license specifying a 1 Year Term may only be used for providing internet hosting services.

ORACLE SUPPORT SERVICES

Oracle Support Services (OSS) offers the following programs: Updates Subscription Service to provide customers with the right to Oracle product upgrades, Oracle Product Support for 24x7 support of all Oracle products, and Oracle Premium Support for a menu of additional services designed to provide an enhanced level of support. Services may vary by country. For availability, contact your local Support Sales representative. For a complete description of Oracle Support Services programs, refer to the internal Sales Support website at <http://marketing.us.oracle.com> and select Support Marketing.

Updates Subscription Service

Updates Subscription Service is a service that provides customers with rights to new Oracle releases including product upgrades, maintenance releases and patches. This service may be purchased as a stand-alone annual subscription. Updates are 15% of list Perpetual license fees.

Product Support

Product Support is a 24x7 support service that provides direct access to Oracle experts for product-specific questions about installing and operating Oracle software. Web based support is provided via OracleMetaLink. Features of MetaLink include proactive notifications, customized home pages, technical libraries and forums, product life-cycle information, a bug database, and the ability to log technical assistance requests. Product Support is an annual fee and is priced at 7% of list perpetual license fees. Updates Subscription Service is a prerequisite.

Premium Support

Premium Support is designed to provide an enhanced level of support to Oracle customers. Premium Support delivers tailored, flexible support solutions built to meet the customers' specific business requirements. Premium Support customers have the flexibility to purchase standard or combine standard services with specific offerings to provide a full solution.

Contact your local Support Sales representative for Premium Support information and pricing.

Incident Support

Incident Support is a web based incident pack support model through which technical support is available in packages of 10 incidents at a cost of 1,800 USA (Dollar). This service is available for the following products, across all platforms:

- Oracle Database Standard Edition
- Oracle Database Personal Edition
- Oracle Database Lite

With the purchase of Incident Support, customers will receive access to OracleMetaLink which provides access to 24x7 web-based technical support and Technical Assistance Request access via the web.

Customer Support Services Policies and Definitions

The complete policy can be found in the Technical Support Policies at <http://www.oracle.com/support>

ATTACHMENT #3

ORACLE

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Oracle Support Renewal

Date : November 3, 2003

LEE COUNTY

Kristi Baran

Tel 239 689 7303

Fax 239 689 7360

Support Renewal # 1335843

Service Level: Product Support Start Date: 30-AUG-2003 End Date: 29-AUG-2004

Name	System Name	# Of Users	Pricing Type	License Level	Qty	Final Price
Change Management Pack - Named User Multi Server	3443116			FULL	1	\$5,690.38
Change Management Pack - Universal Power Unit	3443116			FULL	1	\$1,499.52
Diagnostic Management Pack - Named User Multi Server	3443116			FULL	1	\$5,173.99
Oracle Database Enterprise Edition - Universal Power Unit	3443116			FULL	1	\$20,559.49
Oracle Database Enterprise Edition - Named User Single Server	3443116			FULL	1	\$2,272.00
Diagnostic Management Pack - Universal Power Unit	3443116			FULL	1	\$1,499.52
Change Management Pack - Universal Power Unit	3443116			FULL	1	\$1,496.88
Tuning Management Pack - Named User Multi Server	3443116			FULL	1	\$5,083.11
Internet Developer Suite - Named User Multi Server	3443116			FULL	1	\$103.26

Name	System Name	# Of Users	Pricing Type	License Level	Qty	Final Price
Oracle Database Enterprise Edition - Named User Multi Server	3443116			FULL	1	\$8,477.92
SQL*Plus - Named User Multi Server	3443116			FULL	1	\$154.91
Tuning Management Pack - Universal Power Unit	3443116			FULL	1	\$1,499.52
Parallel Server - Universal Power Unit	3443116			FULL	1	\$3,253.10
Subtotal:						\$56,763.60

Service Level: Software Updates	Start Date: 30-AUG-2003	End Date: 29-AUG-2004
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Name	System Name	# Of Users	Pricing Type	License Level	Qty	Final Price
Change Management Pack - Named User Multi Server	3443116			FULL	1	\$12,193.62
Change Management Pack - Universal Power Unit	3443116			FULL	1	\$3,213.26
Diagnostic Management Pack - Named User Multi Server	3443116			FULL	1	\$11,087.12
Diagnostic Management Pack - Universal Power Unit	3443116			FULL	1	\$3,213.26
Oracle Database Enterprise Edition - Named User Single Server	3443116			FULL	1	\$4,868.58

ORACLE

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Oracle Support Renewal

Date : November 3, 2003

Name	System Name	# OF Users	Pricing Type	License Level	Qty	Final Price
Oracle Database Enterprise Edition - Universal Power Unit	3443116			FULL	1	\$44,056.08
Change Management Pack - Universal Power Unit	3443116			FULL	1	\$3,207.59
Parallel Server - Universal Power Unit	3443116			FULL	1	\$6,970.93
Tuning Management Pack - Named User Multi Server	3443116			FULL	1	\$10,892.35
Tuning Management Pack - Universal Power Unit	3443116			FULL	1	\$3,213.26
Internet Developer Suite - Named User Multi Server	3443116			FULL	1	\$221.29
SQL*Plus - Named User Multi Server	3443116			FULL	1	\$331.96
Oracle Database Enterprise Edition - Named User Multi Server	3443116			FULL	1	\$18,166.97
Subtotal:						\$121,636.27
Total Amount:						\$178,399.87
Plus Applicable Tax						

MEMORANDUM
FROM
THE DIVISION OF PURCHASING

RECEIVED BY
LEE CO. ATTORNEY
NOV 4 PM 3:15

DATE: NOVEMBER 4, 2003

TO: JIM DESJARLAIS
COUNTY ADMINISTRATION

Janet Sheehan
FROM: JANET SHEEHAN, CPPB
PURCHASING DIRECTOR

RE: BLUE SHEET # 20031319

PROJECT: Oracle Maintenance

TYPE: State Contract Purchase

AWARDED TO: Oracle Corporation

When you have finished your review of this package, please forward it to Kristie Kroslack in the County Attorney's Office.

If there are any questions or concerns with this package, please contact Bob Franceschini at 344-5450.