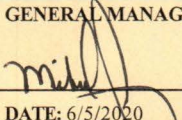
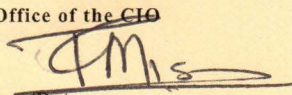
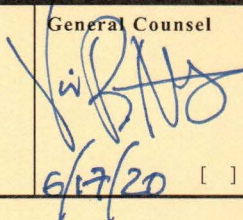
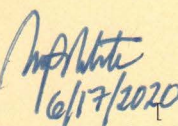
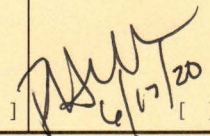




EXECUTIVE DECISION DOCUMENT

GENERAL MANAGER APPROVAL:  6/18/2020		GENERAL MANAGER ACTION REQ'D:		
DATE: 6/5/2020		BOARD INITIATED ITEM: No		
Originator/Prepared by: Angie West Dept: Office of the CIO  Signature/Date: 6/17/2020	General Counsel  6/17/20 []	Controller/Treasurer  6/17/2020 []	District Secretary []	BARC  6/17/20 []

Authority to Renew Software Licensing with Acquia, Inc. for Website Platform Management Software

PURPOSE:

To obtain Board authorization for the General Manager for the renewal of licenses to Acquia, Inc. for Website Platform Management Software for a three-year term not to exceed \$558,000.03 through the issuance of a Purchase Order.

DISCUSSION:

The District's main website, www.bart.gov, generated more than 47 million page views in 2019. This was a 40% annual increase following a site redesign in December 2018. Other sites, including bartable.bart.gov, generate an additional 1.4 million page views a year.

In 2013 the District following a competitive procurement process entered into an agreement with Acquia, Inc., for Website Platform Management Software. The initial agreement was renewed in 2016 for an additional three (3) years and is scheduled to expire this year in 2020. The District requested quotes for the renewal from three (3) vendors in which Acquia's proposal of \$558,000.03 over three years, was \$36,458.46 less than the next highest proposal. There were no Small Businesses certified by the California Department of General Service (DGS) that were able to provide the Website Platform Management Software licenses. Additional quotes for the Website Platform Management Software licenses were received from:

1. Carahsoft \$594,458.49
2. SHI \$616,750.68

Acquia is a uniquely positioned commercial open-source software company providing software and services for the Drupal content management framework. The company has a proven track record managing high profile .gov clients and provides HIPPA, SOC 1, and FISMA compliance. Major transit agencies like New York MTA also rely on Acquia services.

Managing and securing the District's high-traffic, high-availability websites require a significant level of investment in commercial-grade infrastructure to accommodate the features and integrations that serve riders, stakeholders, and business partners. The infrastructure is physically located in a cloud data center outside of California to ensure availability during localized disasters (e.g. earthquake) and to minimize the security liability associated with hosting high-traffic Internet services on internal networks. Peak traffic loads are accommodated through redundant bandwidth connections that exceed in-house network capacity. The environment requires around-the-clock proactive monitoring, standby engineering expertise, and rapid provisioning capabilities that the District does not possess.

The District has made a significant investment in deploying web services to Acquia. The environment has been security, load, and penetration tested. District staff has been trained on Acquia-specific tools that simplify site administration.

The Office of the Chief Information Officer (OCIO) has evaluated these services and concluded that it would be in the best interest of the District to continue to utilize Acquia for these services.

It was determined that there were no certified Small Businesses certified by the DGS among the responsive Proposers and, therefore, the Small Business Prime Preference is not applicable.

Pursuant to the District's Non-Discrimination Program for Subcontracting, the Availability Percentages for this Agreement are 5.5% for MBEs and 2.8% for WBEs. Acquia will not be subcontracting any portion of the Work and therefore, the provisions of the District's Non-Discrimination Program for Subcontracting do not apply.

The Procurement Department will review the Contract to confirm compliance with the District's procurement standards.

The Office of the General Counsel will approve the Contract as to form.

FISCAL IMPACT:

Funding in the amount of \$196,400.01 in FY21 is included in the budget of the Office of the CIO. Funding in the amount of \$178,800.01 for FY 2022 and \$182,800.01 in FY 2023 will be requested in future operating budgets of the Office of the CIO, subject to board approval.

Funds will be budgeted in the Office of the Chief Information Officer's operating budget (Dept 0504463, Account 681355). This action is not anticipated to have any Fiscal Impact on unprogrammed District reserves in the current Fiscal Year.

ALTERNATIVES:

Do not authorize this software renewal. As a result, OCIO would need additional budgetary resources to procure, redeploy, reconfigure, and retest existing web services in that new environment.

RECOMMENDATION:

It is recommended that the Board adopt the following motion.

MOTION:

The General Manager is authorized to issue a Purchase Order for the renewal of licenses to Acquia, Inc. for Website Platform Management Software in the amount of \$558,000.03.