

**DISTRICT OF COLUMBIA LIBRARY
DETERMINATION & FINDINGS FOR MANDATORY SET-ASIDE OF
CONTRACTS \$250,000.00 OR LESS**

A. AUTHORIZATION

DC Official Code Section 2-218.44 and 2-218.45.

B. MINIMUM NEED

The District of Columbia Public Library (DCPL) has a need in FY16 to renew the annual maintenance, license, and related services for the SirsiDynix Symphony Integrated Library System.

C. CONTRACTOR

Sirsi Corporation

D. ESTIMATED REASONABLE PRICE

\$212,044.91

E. FACTS WHICH JUSTIFY AWARD TO OTHER THAN A CERTIFIED SMALL BUSINESS ENTERPRISE (SBE) OR CERTIFIED BUSINESS ENTERPRISE (CBE) CONTRACTOR

- A. In 1999, the District of Columbia Public Library purchased the SirsiDynix Integrated Library System using the sole source method of procurement. This system is used to catalog, circulate, and report the flow of the materials collection of the library.
- B. Sirsi Corporation is the developer and sole provider of all SirsiDynix Symphony software and specialized services.
- C. Symphony is a propriety software product that is only available from Sirsi Corporation and Sirsi Corporation retains the exclusive copyright, trade secret and patent rights to the Symphony software.
- D. Sirsi Corporation has sole knowledge of the development of the software and configuration requirements exclusive to the Symphony software.
- E. In consideration of the above, Sirsi Corporation is the only source able to provide the maintenance, license, and related services required by DCPL.

F. In addition, DC Official Code Section 2-354.13(15) - Competition Exemptions states that "Contracts for the following procurements shall be exempt from the competition requirements established by this chapter." Specifically, Exemption No. (8) states the following:

Maintenance and support of software and technology to the extent that the creator of the intellectual property is still protected and is the only source of the maintenance and support of the existing software and technology.

DETERMINATION

Based on the above findings and in accordance with the DCPL Procurement Regulations, DC Official Code Section 2-218.44 and 2-218.45, I hereby determine that the award of this procurement action for the services described herein is in the best interest of the District of Columbia Public Library.

12/23/15
Date


Diane Wooden
Diane Wooden
Chief Procurement Officer