

NANCY E. FELLOWS
President of Council

JOHN PLECNIK
Vice President of Council

VICTORIA ANN SAVAGE, CMC
Clerk of Council

City of Willoughby Hills

Council
CHRISTOPHER L. BIRO
DAVID M. FIEBIG
JENNIFER SOMMERS GREER
CHRISTOPHER HALLUM
JANET R. MAJKA

ORDINANCE NO. 2017-29

AN ORDINANCE AUTHORIZING THE EXPENDITURE OF FUNDS IN THE TOTAL AMOUNT OF \$21,000 TO BE PAID TO EVOLVE IP, LLC FOR THE CITY'S IT SUPPORT SERVICES FOR THE MONTHS OF APRIL, MAY AND JUNE OF 2017.

WHEREAS, the Mayor serving as Safety Director in his Interoffice Memo dated February 2, 2017 to Council President, Council Clerk and Council Members requested that Council prepare legislation to cover the cost of an agreement with Evolve IP to renew the City's IT services for 2017; and

WHEREAS, the Sales Order, dated December 22, 2016, and as signed by the Mayor on December 27, 2016, consisting of six (6) pages, attached hereto as the "Exhibit A" is for IT support services for 2017 at a cost of \$7,000 per month with a one year term to be at a total cost of \$84,000; and

WHEREAS, Section 115.02 of the City's Codified Ordinances provides: The Mayor is hereby authorized to make purchases for any department of the City for materials, supplies, equipment, labor, professional services or related items up to the amount of twenty-five thousand dollars (\$25,000) per purchase, provided that sufficient sums within such department(s) for such expenditures have been appropriated; and

WHEREAS, on March 14, 2017 the Finance Director informed Council that payment was issued to Evolve for IT support services for the months of January, February and March 2017 at the rate of \$7,000 per month and further stated that the three individual payments will provide the City with IT support services through March 31st; and

WHEREAS, said payment was issued for the following reasons: (1) services were rendered in good faith by Evolve; (2) unless payment was received by March 15th, Evolve threatened to suspend service. Evolve provides the City with critical IT support service that City staff cannot provide. Without this support, it is the opinion of the Administration that the safety of our residents and employees would be endangered should issues be encountered with one of the City's information systems; (3) The City is dependent upon the reliable functioning of its information systems. All of these systems share servers. Should a failure occur, it would be difficult to resolve; find a vendor who could resolve the issue in a timely manner without disrupting most if not all city servers; and

WHEREAS, the Rules and Legislation Committee of Council met on April 10, 2017 to discuss the Evolve Sales Order issued to the City on December 22, 2016, attached hereto as the "Exhibit A"; members present indicated that the City cannot continue to support the act of month to month payments, knowing that the Sales Order is for a one year term at a total cost of \$84,000; and

WHEREAS, it is the recommendation of the Rules and Legislation Committee to authorize funds in the amount of \$7,000 per month for the months of April, May and June, at a total cost not to exceed \$21,000; and

WHEREAS, during such time, Administration is to actively and aggressively seek alternative vendors through competitive bidding.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WILLOUGHBY HILLS, COUNTY OF LAKE, STATE OF OHIO THAT:

SECTION 1. Council hereby authorizes the expenditure funds in the total amount of \$21,000 from the General Fund #110 and the Safety Forces Fund #234 for the cost of IT support services.

SECTION 2. The Finance Director is hereby authorized to issue payment to Evolve IP, LLC for IT support services for the months of April, May and June 2017 at the rate of \$7,000 per month and at a total cost not to exceed \$21,000.

SECTION 3. During such time the Mayor serving as Safety Director shall actively and aggressively seek alternative vendors through competitive bidding.

SECTION 4. The actions of this Council concerning and relating to the passage of this legislation were conducted in lawful meetings of this Council and that all deliberations of this Council and of any of its Committees that resulted in such formal action were in compliance with all legal requirements including Chapter 107 of the Codified Ordinances of the City of Willoughby Hills.

SECTION 5. This Ordinance constitutes an emergency measure in that the same provides for the immediate preservation of the public peace, health, safety and welfare of the inhabitants of the City of Willoughby Hills, insofar as it provides for the usual daily operation of the municipality and further reason being to provide for the expense of providing the City with IT support services for the months of April, May, and June 2017; wherefore, this ordinance shall be in full force and take effect from and after its passage and approval by the Mayor.

PASSED: May 25, 2017

Nancy E. Fellows
Nancy E. Fellows
President of Council

Submitted to the Mayor for his approval
on this 25 day of May, 2017

Approved by the Mayor

May 25, 2017

ATTEST:

Victoria Ann Savage, CMC
Victoria Ann Savage, CMC
Clerk of Council

Robert M. Weger
Robert M. Weger
Mayor