

City of Willoughby Hills

ORDINANCE NO. 2012-62

AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ACCEPT THE PROPOSAL OF AND TO ENTER INTO A CONTRACT WITH CREATIVE MICROSYSTEMS, INC. TO UPGRADE THE CITY'S CURRENT ACCOUNTING SOFTWARE PROGRAM AND DECLARING AN EMERGENCY.

WHEREAS, Finance Director, in his Interoffice Memo to the Members of City Council, dated December 7, 2012, attached hereto as Exhibit "A", consisting of eleven (11) pages and incorporated herein by reference, reported that the financial software system (financial and budgetary, payroll and fixed assets) currently in use by the City is in the process of being upgraded by CMI and that CMI will no longer be selling this version of the software to new clients; and

WHEREAS, the City has been using accounting software by Creative Microsystems, Inc. (CMI) for at least ten years and in the Finance Director's opinion has met the City's needs in a cost-effective manner by providing the City with an outstanding level of both system and operating support; and

WHEREAS, the upgrades proposed in the *Discussion Summary and Solution Options, the Software Cost Estimate and the 2012 Upgrade Implementation*, will keep the City current with CMI and its other clients; and

WHEREAS, upon reviewing the options as presented, this Council concurs with the Finance Director's recommendation to act upon CMI's proposal at this time; and

WHEREAS, akin to ORC 307.86(B)(1), in order to upgrade the existing system, which is propriety and to preserve historical data, the only source for the required goods and services is Creative Microsystems, Inc. of Englewood, Ohio; and

WHEREAS, CMI's proposed price for committing to a system upgrade 2012 is \$54,962 plus an annual support fee of \$10,781; and

WHEREAS, said purchase will be made by the utilization of funds from **#420 - the Capital Improvement Fund** as provided by appropriations Ordinance No. 2012-59.

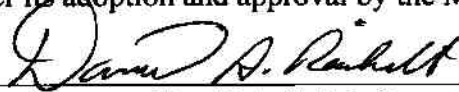
NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WILLOUGHBY HILLS, COUNTY OF LAKE, STATE OF OHIO THAT:

SECTION 1. The Mayor is hereby authorized and directed to enter into a contract with Creative Microsystems, Inc. of 52 Hillside Court, Englewood, Ohio 45322, with the total amount not to exceed Fifty-Four Thousand, Nine Hundred and Sixty-One Dollars (\$54,961.00).

SECTION 2. 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 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 3. 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 City's Finance Department, and further reason to allow the City to proceed with the installation of the software upgrades as scheduled; wherefore this Ordinance shall be in full force and effect from and after its adoption and approval by the Mayor.

PASSED: December 13, 2012

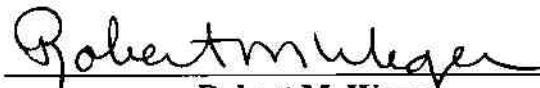

David A. Reichelt
President of Council

Submitted to the Mayor for his approval
on this 13 day of December, 2012

Approved by the Mayor
December 13, 2012

ATTEST:


Victoria Ann Savage, OMC
Clerk of Council


Robert M. Weger
Mayor