



1 maintenance for a total amount not to exceed One Million, Three Hundred Three Thousand, Nine Hundred  
2 Seventy-Four and 65/100 Dollars (\$1,303,974.65), divided into five (5) annual payments in the amounts  
3 below, plus applicable taxes.

4 (a) \$231,320.41 for period No. 1

5 (b) \$245,199.63 for period No. 2

6 (c) \$259,911.61 for period No. 3

7 (d) \$275,506.31 for period No. 4

8 (e) \$292,036.69 for period No. 5

9 **Section 2.** Because of the need to have periodic software maintenance performed by INFOR  
10 technicians in order to comply with the INFOR software license requirements and to protect the System,  
11 the Board declares that it is impractical and unfeasible to submit this matter to a competitive selection  
12 process.

13 **Section 3.** Funds for the annual payment required pursuant to the agreement authorized by this  
14 ordinance are available in the City's Finance Account No. 102501-61350.

15 **Section 4. Severability.** In the event any portion of this ordinance is declared or adjudged to be invalid  
16 or unconstitutional, such declaration or adjudication shall not affect the remaining portions of this  
17 ordinance, which shall remain in full force and effect as if the portion so declared or adjudged invalid or  
18 unconstitutional was not originally a part of this ordinance.

19 **Section 5. Repealer.** All ordinances and resolutions, and parts thereof, which are in conflict with any  
20 provision of this ordinance are hereby repealed to the extent of such conflict.

21 **Section 6. Emergency Clause.** *The need for immediate and uninterrupted software maintenance*  
22 *services is necessary to protect the City's critical Enterprise Resource Planning System which is essential*  
23 *for city services and, therefore, is crucial to continue everyday operations of the City; an emergency is,*  
24 *therefore, declared to exist and this ordinance shall be in full force and effect from and after the date of its*  
25 *passage.*

26 **PASSED: May 16, 2017**

27 **ATTEST:**

**APPROVED:**

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29 \_\_\_\_\_  
30 **Susan Langley, City Clerk**

\_\_\_\_\_ **Mark Stodola, Mayor**

31 **APPROVED AS TO LEGAL FORM:**

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33 \_\_\_\_\_  
34 **Thomas M. Carpenter, City Attorney**