

## **OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION**

### **Resolution Approving an Agreement with Aptean, Inc. to Obtain a Perpetual License for \$21,564.00 and Maintenance Services for \$88,844.97 Per Year, Increasing Three Percent Annually, for the Continued Use and Support of its Enterprise Resource Planning System for a Five-Year Period**

WHEREAS, pursuant to Resolution No. 68-1996 adopted on November 12, 1996, the Commission entered into an Agreement with Ross Systems, Inc. of Atlanta, Georgia (“Ross Systems”) to furnish and install software for an Integrated Business Application System, incorporating six different modules to assist in the performance of the Commission’s equipment maintenance, financial reporting, inventory, purchasing, human resources and payroll functions; and

WHEREAS, the Agreement also included a twenty-year software license for the system through December 30, 2016 and all necessary software maintenance and support services for an annual fee; and

WHEREAS, Ross Systems sold components of its business pertaining to the software modules related to human resources (“HR”) and payroll to a company now known as NOW Solutions, Inc., of Toronto, Canada (“NOW Solutions”), which supports those aspects of its Integrated Business Management System (“Enterprise Management System”) under a separate agreement from the remaining modules (“Enterprise Resource Planning System”) that Ross Systems retained after the partial sale to NOW Solutions; and

WHEREAS, the Commission continued to obtain the maintenance and support necessary for the Enterprise Resource Planning System software modules used for equipment maintenance, financial reporting, inventory and purchasing functions from Ross Systems and supported the software modules used for the Enterprise Management System through NOW Solutions under the authority of Resolutions Nos. 26-2004, 47-2007 and 46-2010; and

WHEREAS, Aptean, Inc., of Atlanta, Georgia, acquired Ross Systems’ interests in the Commission’s agreement for the software licenses and maintenance support of the maintenance, financial reporting, inventory and purchasing components of its Enterprise Resource Planning System in 2012, which the Commission recognized when approving the continued maintenance of the software through 2016 under Resolution No. 74-2013; and

WHEREAS, with the pending expiration of the twenty-year license agreement on December 30, 2016, Aptean, Inc. has offered a perpetual software license for the maintenance, financial reporting, inventory and purchasing components of the Enterprise Resource Planning System for \$21,564.00; and

WHEREAS, Aptean, Inc. offered, in conjunction with its proposal for the perpetual license, to perform the necessary maintenance and support for the licensed software over a five-year period for the following annual fees, which represent three percent increases per year:

<b><u>Annual Maintenance Period</u></b>	<b><u>Amount</u></b>
12/31/2016 through 12/30/2017	\$88,844.97
12/31/2017 through 12/30/2018	\$91,510.32
12/31/2018 through 12/30/2019	\$94,255.63
12/31/2019 through 12/30/2020	\$97,083.29
12/31/2020 through 12/30/2021	\$99,995.79; and

WHEREAS, the Chief Technology Officer and CFO/Comptroller are satisfied with the performance of the Enterprise Resource Planning System applicable to their respective departmental operations, and agree in the recommendation that the Commission should authorize acquiring the perpetual license and obtaining maintenance and support services for the system from Aptean, Inc. through December 30, 2021; and

WHEREAS, the Commission’s Executive Director has reviewed the reports submitted by the Director of Contracts Administration and the Chief Technology Officer, and, predicated upon such analysis, has recommended to that the Maintenance Agreement with Aptean, Inc. be extended as outlined herein; and

WHEREAS, the Commission has duly considered such recommendations.

NOW, THEREFORE, BE IT

RESOLVED by the Ohio Turnpike and Infrastructure Commission that an agreement with **Aptean, Inc., of Atlanta, Georgia**, to obtain a perpetual license for \$21,564.00 and five years of support services for \$88,844.97 per year, increasing three percent annually, for the continued use of the Enterprise Resource Planning System, supporting its Enterprise Resource Planning System for equipment maintenance, financial reporting, inventory and purchasing functions, is approved.

**(Resolution No. 68-2016 adopted December 19, 2016)**