

# Ordinance No. 1121-2022

By Council Members Kazy and Griffin  
(by departmental request)

## AN EMERGENCY ORDINANCE

Authorizing the Director of Public Utilities to enter into one or more requirement contracts without competitive bidding with D.C. Bates Equipment Company for the purchase of proprietary parts and services as appropriate to install, maintain, repair and replace on an as needed basis POSI+ cable cart equipment, including installation if necessary, for the Division of Cleveland Public Power, Department of Public Utilities, for a term of two years.

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WHEREAS, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CLEVELAND:

Section 1. That this Council determines that the within commodities and services are non-competitive and cannot be secured from any source other than D.C. Bates Equipment Company. Therefore, the Director of Public Utilities is authorized to make one or more written requirement contracts with D.C. Bates Equipment Company, in the approximate amount of \$150,000, for the requirements for a term of two years for the purchase of proprietary parts and services as appropriate to install, maintain, repair and replace on an as needed basis POSI+ cable cart equipment, including installation if necessary, for the Division of Cleveland Public Power, Department of Public Utilities, to be purchased by the Commissioner of Purchases and Supplies on a unit basis, for the Division of Cleveland Public Power, Department of Public Utilities.

Section 2. That the costs of the contract or contracts shall be charged against the proper appropriation accounts and the Director of Finance shall certify the amount of any purchase under the contract, each of which purchases shall be made on order of the Commissioner of Purchases and Supplies by a delivery order issued against the contract or contracts and certified by the Director of Finance. (RQN 2004, RL 2022-44)

Section 3. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

CH:nl  
10-24-2022  
FOR: Director Keane

