

**Ordinance No. 665-2020**

**By Council Members:** Kazy and Kelley (by departmental request)

**An emergency ordinance authorizing the purchase by one or more requirement contracts of labor and materials necessary to test, maintain and repair equipment that provides back-up electrical power, back-up diesel drives for pumps and backup generators supplied by off-road fossil fuel, for the various divisions of the Department of Public Utilities, for a term of two years.**

**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 the Director of Public Utilities is authorized to make one or more written requirement contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for a term of two years, of the necessary items of labor and materials necessary to test, maintain and repair equipment that provides back-up electrical power, back-up diesel drives for pumps and back-up generators supplied by off-road fossil fuel, including but not limited to, providing repairs and emergency services, maintaining and repairing these pieces of back-up power equipment, fuel testing, fuel conditioning and recycling of diesel fuel, and the testing and replacing of underground fuel storage tanks, for the various divisions of the Department of Public Utilities; in the approximate amount as purchased during the preceding term, to be purchased by the Commissioner of Purchases and Supplies on a unit basis for the various divisions of the Department of Public Utilities. Bids shall be taken in a manner that permits an award to be made for all items as a single contract, or by separate contract for each or any combination of the items as the Board of Control determines. Alternate bids for a period less than the specified term may be taken if desired by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire term.

**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 2002, RL 2020-30)

**Section 3.** That under division (b) of Section 108 of the Charter, the purchases authorized by this ordinance may be made through cooperative arrangements with other governmental agencies. The Director of Public Utilities may sign all documents that are necessary to make the purchases, and may enter into one or more contracts with the vendors selected through that cooperative process.

**Section 4.** 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.

**Referred to the Directors of Public Utilities; Finance; and Law; Committees on Utilities; and Finance.**