

Ordinance No. 538-2020

**By Council Members Johnson, Kazy,
Cleveland and Kelley (by departmental
request)**

FOR PASSAGE
July 1, 2020

AN EMERGENCY ORDINANCE

Authorizing the appropriate director to enter into one or more requirement or standard contracts for the immediate purchase of labor, equipment and materials for various items needed to mitigate the spread of COVID-19 to City employees and members of the public, including but not limited to, barriers and dividers and other similar items and necessary hardware; signage and flyers; touchless operators, apparatuses, and devices; hand sanitizer dispensers; temperature sensors devices; HVAC air filters and disinfection equipment; portable disinfecting equipment; furniture; and any other items deemed necessary by the Director of Finance, for the various departments, offices, and branches of the City.

WHEREAS, the World Health Organization, the United States of America, the State of Ohio, Cuyahoga County, and the City of Cleveland each have declared COVID-19 a public health emergency; and

WHEREAS, also on March 11, 2020, Mayor Jackson, under and by the virtue of the authority vested in him by the Ohio Constitution, the Charter and laws of the City of Cleveland, declared a Proclamation of Civil Emergency in the City of Cleveland due to the threat to the health and safety of all citizens caused by the outbreak of COVID-19; and

WHEREAS, a justified and determined emergency need exists for the purchase and installation of various items to mitigate the spread of COVID-19 to City employees and members of the public, including but not limited to, barriers and dividers and other similar items and necessary hardware; signage and flyers; touchless operators, apparatuses and devices; hand sanitizer dispensers; temperature sensors devices; HVAC air filters and disinfection equipment; portable disinfecting equipment; and furniture,; and

Whereas, due to an increase in demand for many of these items and the need to obtain these items expeditiously, it is necessary to provide for emergency procurement procedures; and

WHEREAS, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department and constitutes an emergency measure providing for the immediate preservation of the public peace, property, health and safety to protect the public health and safety to mitigate the spread of COVID-19; now, therefore,

Ordinance No. 538-2020

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

Section 1. That this Council determines that a justified and determined emergency need exists for the purchase and installation of various items needed to mitigate the spread of COVID-19 to City employees and members of the public, including but not limited to, barriers and dividers and other similar items and necessary hardware; signage and flyers; touchless operators, apparatuses, and devices; hand sanitizer dispensers; temperature sensors devices; HVAC air filters and disinfection equipment; portable disinfecting equipment; furniture; and any other items deemed necessary by the Director of Finance. Therefore, the Directors of Capital Projects, Public Works, Public Utilities, Port Control, Finance, and other appropriate directors, as applicable to the duties of their departments or offices (“Appropriate Director”), are authorized to make one or more written requirement or standard contracts with one or more vendors for the immediate purchase of labor, equipment and materials for all items necessary to mitigate the spread of COVID-19 after a competitive process based on capability and experience, immediate availability, quality, cost, and safety to be purchased by the Commissioner of Purchases and Supplies on a unit basis, for the various departments, offices and branches of the City.

Section 2. That in accordance with division (b) of Section 108 of the Charter, The Appropriate Director is also authorized to enter into agreements and sign all documents necessary purchase any of these items through cooperative purchase arrangements with other government agencies.

Section 3. That the contracts and purchase orders shall be payable from funds approved by the Director of Finance.

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.

SM:nl

7-1-20

FOR: Directors Spronz, Cox, Davis, Kennedy and Dumas

Ord. No. 538-2020

REPORT
after second Reading

By Council Members Johnson, Kazy, Cleveland and Kelley
(by departmental request)

AN EMERGENCY ORDINANCE

Authorizing the appropriate director to enter into one or more requirement or standard contracts for the immediate purchase of labor, equipment and materials for various items needed to mitigate the spread of COVID-19 to City employees and members of the public, including but not limited to, barriers and dividers and other similar items and necessary hardware; signage and flyers; touchless operators, apparatuses, and devices; hand sanitizer dispensers; temperature sensors devices; HVAC air filters and disinfection equipment; portable disinfecting equipment; furniture; and any other items deemed necessary by the Director of Finance, for the various departments, offices, and branches of the City.

READ FIRST, SECOND AND THIRD TIME

READ FIRST TIME

REPORTS

referred to

CITY CLERK

READ SECOND TIME

CITY CLERK

READ THIRD TIME on JULY 1, 2020

PRESIDENT

CITY CLERK

APPROVED

MAYOR

Recorded Vol. 107 Page _____

Published in the City Record _____