

Ordinance No. 651-2020

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

An emergency ordinance authorizing the Director of Public Utilities to enter into one or more requirement contracts without competitive bidding with BissNuss Inc., the Northeast Ohio Regional representative of various proprietary equipment and services, in order to maintain and replace existing components of various chemical feed and related systems, for the Division of Water, Department of Public Utilities, for 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 this Council determines that the within commodities are non-competitive and cannot be secured from any source other than BissNuss Inc., who is the Northeast Ohio Regional representative of the following various proprietary equipment and services: Evoqua Water Technologies, LLC, Force Flow Inc., ASCO, Inc., Gastronics, Inc., Acrison, Jim Myers & Sons, Inc., BNR, Inc., Enviropax, Inc., Henry Pratt, Inc., Ross Valves, Inc., ITT Fabrivalve, Inc., Milton Roy Americas, and Cla-Valve, Inc. in order to maintain and replace existing components of various chemical feed and related systems. Therefore, the Director of Public Utilities is authorized to make one or more written requirement contracts with BissNuss Inc., for the requirements for a term of two years, for the necessary equipment and services manufactured by the above-listed manufacturers, but provided by BissNuss Inc., to be purchased by the Commissioner of Purchases and Supplies on a unit basis, for the Division of Water, 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 the initial purchase, which purchase, together with all later purchases, shall be made on order of the Commissioner of Purchases and Supplies under a delivery order against the contract or contracts certified by the Director of Finance. (RQN 2002, RL 2020-26)

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.