

Ordinance No. 1272-2023

**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 Southeastern Equipment Co. Inc. and Murphy Tractor & Equipment Co., Inc. for the purchase of proprietary replacement parts of heavy-duty construction equipment, and labor and materials to repair and maintain the proprietary equipment, for the Divisions of Water, Water Pollution Control, and Cleveland Public Power, 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 this Council determines that the within commodities are non-competitive and cannot be secured from any sources other than Southeastern Equipment Co. Inc. and Murphy Tractor & Equipment Co., Inc. Therefore, the Director of Public Utilities is authorized to make one or more written requirement contracts with Southeastern Equipment Co. Inc. and Murphy Tractor & Equipment Co., Inc. on the basis of their proposals dated September 29, 2023, and September 30, 2023, respectively, for a term of two years, of the necessary items of proprietary replacement parts of heavy-duty construction equipment, and labor and materials to repair and maintain the proprietary equipment, to be purchased by the Commissioner of Purchases and Supplies on a unit basis, for the Divisions of Water, Water Pollution Control, and 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 2002, RL 2023-46)

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.

BD:nl
11-13-2023
FOR: Director Keane

Ord. No. 1272-2023

REPORT
after second Reading

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 Southeastern Equipment Co. Inc. and Murphy Tractor & Equipment Co., Inc. for the purchase of proprietary replacement parts of heavy-duty construction equipment, and labor and materials to repair and maintain the proprietary equipment, for the Divisions of Water, Water Pollution Control, and Cleveland Public Power, Department of Public Utilities, for a term of two years.

READ FIRST TIME on NOVEMBER 13, 2023
and referred to DIRECTORS of Public Utilities, Finance, Law;
COMMITTEES on Utilities, Finance Diversity Equity and Inclusion

REPORTS

CITY CLERK

READ SECOND TIME

CITY CLERK

READ THIRD TIME

PRESIDENT

CITY CLERK

APPROVED

MAYOR

Recorded Vol. **110** Page _____

Published in the City Record _____

PASSAGE RECOMMENDED BY
COMMITTEE ON
UTILITIES

FILED WITH COMMITTEE

PASSAGE RECOMMENDED BY
COMMITTEE ON
FINANCE, DIVERSITY, EQUITY
and INCLUSION

FILED WITH COMMITTEE

