

Ordinance No. 373-2023

By Council Members Bishop and Griffin
(by departmental request)

FOR PASSAGE
March 20, 2023

AN EMERGENCY ORDINANCE

To supplement Ordinance No. 761-2022, passed September 19, 2022, by adding new Sections 1a. and 1b. relating to authorizing the Director of Public Works to enter into one or more contracts without competitive bidding with The McLean Company and Columbus Equipment Company, for the purchase, lease, or lease with option to purchase, of various resurfacing vehicles needed for the 2023 Residential Resurfacing Project; and to amend Section 5 of that ordinance.

WHEREAS, the City's Residential Resurfacing Project requires a minimum number of working rollers, pavers, and tar distributors necessary for the resurfacing crews and the City needs additional equipment for such crews; and

WHEREAS, due to the high demand for this equipment and the limited quantity with other vendors, the City wishes to contract with The McLean Company and Columbus Equipment Company to obtain these essential vehicles immediately in order to have a successful residential resurfacing project in 2023; and

WHEREAS, the Director of Public Works has recommended, that based upon cost, quality, and delivery date, the City should contract with The McLean Company and Columbus Equipment Company for these purchases; and

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 Ordinance No. 761-2022, passed September 19, 2022, is supplemented by adding new Sections 1a. and 1b. to read as follows:

Section 1a. That this Council determines that the within commodities are non-competitive and cannot be secured immediately from any source other than McLean Company. Therefore the Director of Public Works is authorized to make one or more written contracts with The McLean Company in the approximate amount of \$1,137,500 for the purchase, lease, or lease with option to purchase, of two (2) pavers and one (1) tar distributor, to be purchased or procured by the Commissioner of Purchases and Supplies, on a unit basis for the Division of Streets, Department of Public Works.

Section 1b. That this Council determines that the within commodities are non-competitive and cannot be secured immediately from any source other than Columbus Equipment Company. Therefore the Director of Public Works is authorized to make one or more written contracts with Columbus Equipment Company in the approximate amount of \$432,000 for the purchase, lease, or lease with option to purchase, of one (1) roller and two (2) finish rollers, to be purchased or procured by the Commissioner of Purchases and Supplies, on a unit basis for the Division of Streets, Department of Public Works.

Ordinance No. 373-2023

Section 2. That Section 5 of Ordinance No. 761-2022, passed September 19, 2022, is amended to read as follows:

Section 5. That the cost of the standard contracts authorized shall be paid from Fund ~~No. Nos. 11 SF 006, 70 SF 300~~, from the fund or funds to which are credited the funding from the NEORS D for the Community Cost-Share Program available for eligible vehicles under the program for reimbursement, and any other funds approved by the Director of Finance. (RQS 7015, RLA 2022-42)

Section 3. That existing Section 5 of Ordinance No. 761-2022, passed September 19, 2022, is repealed.

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.

KR:nl
3-20-2023
FOR: Director Williams

Ord. No. 373-2023

REPORT
after second Reading

By Council Members Bishop and Griffin (by departmental request)

AN EMERGENCY ORDINANCE

To supplement Ordinance No. 761-2022, passed September 19, 2022, by adding new Sections 1a. and 1b. relating to authorizing the Director of Public Works to enter into one or more contracts without competitive bidding with The McLean Company and Columbus Equipment Company, for the purchase, lease, or lease with option to purchase, of various resurfacing vehicles needed for the 2023 Residential Resurfacing Project; and to amend Section 5 of that ordinance.

READ FIRST, SECOND AND THIRD TIME

READ FIRST TIME
referred to REPORTS

CITY CLERK

READ SECOND TIME

CITY CLERK

READ THIRD TIME on MARCH 20, 2023

PRESIDENT

CITY CLERK

APPROVED

MAYOR

Recorded Vol. 110 Page _____

Published in the City Record _____