C OF C 125-174

Ordinance No. 951-2025

By Council Members McCormack and Griffin (by departmental request)

AN EMERGENCY ORDINANCE

Authorizing the Director of Port Control to enter into one or more requirement contracts without competitive bidding with Cummins Inc. for the purchase of proprietary replacement parts for heavy-duty construction equipment, and labor and materials to repair and maintain the proprietary equipment, for the Department of Port Control, for a period of one year, with three one-year options to renew, exercisable by the Director of Port Control.

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 Cummins Inc. Therefore, the Director of Port Control is authorized to make one or more written requirement contracts with Cummins Inc. on the basis of their proposal dated March 24, 2025, for a period not to exceed one year, with three one-year options to renew, exercisable by the Director of Port Control, of the necessary items of proprietary replacement parts for 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 Department of Port Control.

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 3001, RL 2025-37)

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.

JM:uo
8-13-2025
FOR: Director Francis

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READ FIRST TIME on AUGUST 13, 2025 **REPORTS**
and referred to DIRECTORS of Port Control, Finance, Law;
COMMITTEES on Transportation and Mobility,
Finance Diversity Equity and Inclusion

CITY CLERK

READ SECOND TIME

CITY CLERK

READ THIRD TIME

PRESIDENT

CITY CLERK

APPROVED

MAYOR

Recorded Vol. **112** Page_____

Published in the City Record _____

REPORT
after second Reading

PASSAGE RECOMMENDED BY COMMITTEE ON
TRANSPORTATION and MOBILITY

FILED WITH COMMITTEE

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

FILED WITH COMMITTEE