

**Ordinance No. 678-2019**

**Council Members:** Johnson and Kelley (by departmental request)

**An emergency ordinance authorizing the Commissioner of Purchases and Supplies to make one or more purchase orders with Rush Refuse Systems and authorizing the Director of Public Works to enter into one or more agreements with Rush Refuse Systems for the lease of ten waste collection packers for a six-month period.**

**WHEREAS**, the Division of Waste Collection is experiencing a shortage of fleet availability due to excessive wear on the vehicles and their age, both requiring repairs; and

**WHEREAS**, while the vehicles are being repaired, they are out of service, requiring some division staff to work well beyond normal hours of operations to complete daily collection routes; and

**WHEREAS**, it is necessary to provide emergency procurement procedures; and

**WHEREAS**, based on the considerations of cost, quality, safety, security and delivery date, the City should issue purchase orders to Rush Refuse Systems to immediately provide ten waste collection packers for a six-month period to prevent endangering the public health and welfare of the citizens of the City of Cleveland; 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 this Council determines the urgency of the shortage of waste collection packers and that immediate action is required. Therefore, the Commissioner of Purchases and Supplies is authorized to make one or more purchase orders with Rush Refuse Systems, in the estimated amount of \$318,000, based on their proposal dated May 13, 2019, for the lease of ten waste collection packers for a six-month period.

**Section 2.** That the Director of Public Works is authorized to make one or more written contracts with Rush Refuse Systems for the lease of ten waste collection packers, to be procured by the Commissioner of Purchases and Supplies, for the Division of Waste Collection and Disposal, Department of Public Works.

**Section 3.** That the 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.

**Passed May 20, 2019.**

**Effective May 21, 2019.**