

**Ordinance No. 679-2019**

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

**An emergency ordinance authorizing the Director of Port Control to enter into one or more requirement contracts without competitive bidding with Johnson Controls, Inc. for labor and materials needed to maintain, repair, and expand the fire alarm and suppression systems, including any parts, materials, equipment, supplies, services, and installation, for the various divisions of the Department of Port Control, for a period of two years, with two one-year options to renew, the first of which is exercisable with additional legislative authority.**

**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 Johnson Controls, Inc. Therefore, the Director of Port Control is authorized to make one or more written requirement contracts with Johnson Controls, Inc., on the basis of their proposal dated May 10, 2019, for the requirements for a period of two years, with two one-year options to renew, the first of which is exercisable with additional legislative authority for the necessary items of labor and materials needed to maintain, repair, and expand the fire alarm and suppression systems, including any parts, materials, equipment, supplies, services, and installation, to be purchased by the Commissioner of Purchases and Supplies on a unit basis, for the various divisions of the Department of Port Control. The first of the one-year options to renew may not be exercised without additional legislative authority. If such additional legislative authority is granted and the first of the one-year options to renew is exercised, then the second of the one-year options to renew may be exercised at the option of the Director of Port Control, without the necessity of obtaining additional authority of this Council.

**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 2019-16)

**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.

**Passed July 24, 2019.**

**Effective July 26, 2019.**