



## Legislation Details (With Text)

**File #:** 0805-2010      **Version:** 1

**Type:** Ordinance      **Status:** Passed

**File created:** 5/24/2010      **In control:** Safety Committee

**On agenda:** 6/21/2010      **Final action:** 6/23/2010

**Title:** To authorize and direct the Director of Public Safety to enter into a maintenance and repair services contract with Applied Biosystems, in accordance with the provisions of sole source procurement; to authorize the expenditure of \$21,155.91 from the General Fund; and to declare an emergency. (\$21,155.91)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. ORD0805-2010 SOL.pdf

Date	Ver.	Action By	Action	Result
6/23/2010	1	CITY CLERK	Attest	
6/22/2010	1	MAYOR	Signed	
6/21/2010	1	Columbus City Council	Approved	Pass
6/21/2010	1	COUNCIL PRESIDENT PRO-TEM	Signed	
6/8/2010	1	ODI DIRECTOR	Reviewed and Approved	
6/8/2010	1	Safety Drafter	Sent for Approval	
6/8/2010	1	CITY ATTORNEY	Reviewed and Approved	
6/8/2010	1	Safety Drafter	Sent to Clerk's Office for Council	
6/7/2010	1	Safety Reviewer	Reviewed and Approved	
6/7/2010	1	Auditor Reviewer	Reviewed and Approved	
6/7/2010	1	CITY AUDITOR	Reviewed and Approved	
6/7/2010	1	CITY AUDITOR	Reviewed and Approved	
6/7/2010	1	Safety Drafter	Sent for Approval	
6/7/2010	1	EBOCO Reviewer	Sent for Approval	
6/4/2010	1	Finance Reviewer	Sent for Approval	
6/4/2010	1	Finance - Purchasing Reviewer	Reviewed and Approved	
6/4/2010	1	FINANCE DIRECTOR	Reviewed and Approved	
6/3/2010	1	Finance Reviewer	Reviewed and Approved	
6/2/2010	1	SAFETY DIRECTOR	Reviewed and Approved	
6/1/2010	1	Safety Reviewer	Reviewed and Approved	
5/28/2010	1	Safety Reviewer	Reviewed and Approved	
5/28/2010	1	Safety Reviewer	Reviewed and Approved	

5/27/2010	1	Safety Drafter	Sent for Approval
5/24/2010	1	Safety Drafter	Sent for Approval

**BACKGROUND:** The Police Crime Lab 310 Genetic Analyzer (profiles DNA) and 7500 Real-Time PCR system (quantifies DNA) instruments are used to process and present evidence for criminal prosecutions, requiring our strict adherence to rules of evidence and established, mandatory timeliness. The maintenance and repair services contract for these two instruments expires June 1, 2010. In addition, a 3130 Genetic Analyzer was purchased in 2009, and the initial warranty is expected to expire on June 18. Consequently, the Division of Police has a need to enter into a new contract for maintenance and repair services with Applied Biosystems for these three instruments in order to: 1) ensure timely repair of broken equipment, 2) prevent the potential backlog of casework, and 3) adequately protect the City's investment.

**BID INFORMATION:** The Division of Police is requesting to issue this contract in accordance with provisions of sole source procurement based on: 1) the inherent risk that services provided by a third party may invalidate instrument warranties and original instrument purchase terms, and 2) that Applied Biosystems is the sole source for factory recommended replacement parts.

This company is not debarred according to the Federal excluded parties listing or prohibited from being awarded a contract according to the Auditor of State unresolved findings for recovery certified search.

CONTRACT COMPLIANCE NO: 770518772, expires 7/18/2010

**EMERGENCY DESIGNATION:** Emergency legislation is requested for this ordinance so that maintenance and repair services may be renewed for the three existing Applied Biosystems DNA Processing Instruments as soon as possible.

**FISCAL IMPACT:** This ordinance authorizes an expenditure of \$21,155.91 from the Division of Police's 2010 General Fund operating budget with Applied Biosystems to enter into a maintenance and repair contract for Crime Lab DNA Processing Instruments. The Division of Police spent \$12,866.16 in 2009 and \$19,962.44 in 2008 for these services.

To authorize and direct the Director of Public Safety to enter into a maintenance and repair services contract with Applied Biosystems, in accordance with the provisions of sole source procurement; to authorize the expenditure of \$21,155.91 from the General Fund; and to declare an emergency. (\$21,155.91)

**WHEREAS,** the Division of Police needs to enter into a maintenance and repair services contract with Applied Biosystems; and

**WHEREAS,** Applied Biosystems is a sole source provider of these maintenance and repair services; and

**WHEREAS,** funds budgeted in the Division's General Fund Budget will be used for a maintenance and repair services contract for the Police Crime Lab DNA Processing Instruments; and

**WHEREAS,** it is in the best interest of the City to enter into said agreement in accordance with provisions of Section 329.07 (e) (Sole Source) of the Columbus City Code, 1959; and

**WHEREAS,** an emergency exists in the usual daily operation in the Division of Police, Department of Public Safety, in that it is immediately necessary to enter into a maintenance and repair services agreement for the three existing Applied Biosystems DNA Processing Instruments as soon as possible for the preservation of the public health, peace, property safety, welfare; now, therefore

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:**

**SECTION 1.** That the Director of Public Safety be and is hereby authorized and directed to enter into a maintenance and repair services agreement with Applied Biosystems.

**SECTION 2.** That the expenditure of \$21,155.91, or so much thereof as may be needed, be and the same is hereby authorized as follows:

DIV 30-03 | FUND 010 | OBJ LEVEL (1) 03 | OBJECT LEVEL (3) 3372 | OCA # 300616 |

**SECTION 3.** That said contract shall be awarded in accordance with provisions of Sections 329.07 (e) (Sole Source) of the Columbus City Code, 1959.

**SECTION 4.** That for reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the mayor neither approves nor vetoes the same.