



## Legislation Details (With Text)

**File #:** 0632-2016      **Version:** 1  
**Type:** Ordinance      **Status:** Passed  
**File created:** 2/26/2016      **In control:** Judiciary And Court Administration Committee  
**On agenda:** 3/14/2016      **Final action:** 3/17/2016  
**Title:** To authorize and direct the Administrative and Presiding Judge of the Franklin County Municipal Court to enter into contract with ACS for monitoring services associated with the continuous alcohol monitoring devices to authorize the expenditure of up to \$400,000.00 for monitoring services; to waive the competitive bidding provisions of the Columbus City Code; and to declare an emergency. (\$400,000.00)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. ACS scam, 2. ACS letter, 3. ACS Sole Source Form

Date	Ver.	Action By	Action	Result
3/17/2016	1	CITY CLERK	Attest	
3/16/2016	1	MAYOR	Signed	
3/14/2016	1	COUNCIL PRESIDENT	Signed	
3/14/2016	1	Columbus City Council	Approved	Pass

**BACKGROUND:**

This ordinance authorizes the Administrative and Presiding Judge of the Franklin County Municipal Court to enter into contract with Fairfield Information Services DBA American Court Services (ACS) for monitoring services associated with the use of secure continuous remote alcohol monitor (SCRAM) devices. The SCRAM unit is a non-invasive, tamper-resistant, transdermal monitoring device that measures blood alcohol concentration automatically, 24 hours a day, regardless of the individual's location. Alcohol Monitoring Systems holds many patents on the continuous alcohol monitoring device, and Fairfield Information Services is the only local vendor authorized to provide monitoring services.

The Franklin County Municipal Court Judges purchased 40 SCRAM devices with monies from its indigent driver alcohol treatment fund for the purpose of monitoring offenders who are dependent on alcohol and who have been sentenced to use a SCRAM device as a condition of probation. The continued use of the SCRAM devices necessitates monitoring services, which is provided by ACS. The devices were purchased from Alcohol Monitoring Services and they have named ACS as a sole provider of monitoring service. As a consequence, the Court asks that the competitive bidding provisions of the Columbus City Code be waived so that the Court can enter into contract with ACS for alcohol monitoring services.

Fairfield Information Services DBA American Court Services federal tax id is 31-1751856 and their contract compliance expires on 02/02/17.

**FISCAL IMPACT:** Funds are available within the 2016 indigent driver interlock fund for this purpose.

Emergency legislation is requested to authorize the court to enter into contract and the expenditure to continue monitoring services. Emergency legislation is need so there is no interruption in services.

To authorize and direct the Administrative and Presiding Judge of the Franklin County Municipal Court to enter into contract with ACS for monitoring services associated with the continuous alcohol monitoring devices to authorize the expenditure of up to \$400,000.00 for monitoring services; to waive the competitive bidding provisions of the Columbus City Code; and to declare an emergency. (\$400,000.00)

**WHEREAS**, ordinance # 1568-2007 was passed by Columbus City Council on November 5, 2007 authorizing the contract and expenditure for acquisition of continuous alcohol monitoring devices and related monitoring services for the Franklin County Municipal Court, Department of Probation Services; and

**WHEREAS**, the Franklin County Municipal Court is in need of additional monitoring services from ACS; and

**WHEREAS**, this ordinance is requested as an emergency to permit the timely procurement of needed services; and

**WHEREAS**, an emergency exists in the usual daily operation of the city, in that it is immediately necessary to waive competitive bidding, authorize contract and expenditure for continuous alcohol monitoring services with ACS thereby preserving the public health, peace, property, safety and welfare; Now, Therefore,

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

**SECTION 1.** That the Administrating and Presiding Judge of the Franklin County Municipal Court be and is hereby authorized to enter into contract with ACS for monitoring services associated with the Court's continuous alcohol monitoring equipment through the period ending March 31, 2017

**SECTION 2.** That the expenditure of \$400,000 or as much thereof as may be necessary is hereby authorized from the Franklin County Municipal Court Judges.

Div	Obj	Main	Fund	Subfund	Project	Section 3
	Class	Acct			ID	
2501	03	63050	2227	222704		250104

**SECTION 3.** That for the reasons stated, the Columbus City Council finds it is in the best interest of the Franklin County Municipal Court Judges to waive all provisions of the Columbus City Codes related to competitive bidding.

**SECTION 4.** That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is 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.