



## Legislation Details (With Text)

**File #:** 2622-2015      **Version:** 1  
**Type:** Ordinance      **Status:** Passed  
**File created:** 10/14/2015      **In control:** Health & Human Services Committee  
**On agenda:** 11/2/2015      **Final action:** 11/4/2015  
**Title:** To authorize the Finance and Management Director to enter into one contract for the option to purchase Nexplanon (Etonogestrel Implant) from TheraCom LLC. To authorize the expenditure of one dollar (\$1.00) to establish a contract from the General Fund; and to declare an emergency. (\$1.00)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Sole Source Form - Theracom LLC, 2. Sole Source Letter - TheraCom LLC

Date	Ver.	Action By	Action	Result
11/4/2015	1	CITY CLERK	Attest	
11/4/2015	1	MAYOR	Signed	
11/2/2015	1	COUNCIL PRESIDENT	Signed	
11/2/2015	1	Columbus City Council	Approved	Pass

**BACKGROUND:** This ordinance authorizes the option to purchase Nexplanon (Etonogestrel Implant) for the Columbus Public Health Department. The term of the proposed option contract will be through December 31, 2018 with the option to extend one additional one (1) year period, subject to mutual agreement of both parties in accordance with Sole Source Solicitation No. SA006055. There has been a great demand for Nexplanon (Etonogestrel Implant) to provide continuous contraceptive services through the Women's Health Clinic. The clinic is experiencing problems with keeping a supply of this product. Theracom LLC is the only distributor of this product as provided by the Health Department.

The Purchasing Office negotiated the universal term contract in accordance with the provisions of a sole source procurement. This product is not available to the Health Department from any other source.

This company is not debarred according to the Excluded Parties listing of the Federal Government and is not listed in the Auditor of State database for Findings for Recovery.

The Purchasing Office is recommending award of one contract to TheraCom LLC.

CC#522005869, Expiration: 7/9/2017.

Total Estimated Annual Expenditure: \$60,000.00

This ordinance is being submitted as an emergency because without emergency action the contraceptive services will be delayed and the efforts of the Health Department to maintain a supply of the Nexplanon (Etonogestrel Implant) will be affected and the efficient delivery of valuable public services will be slowed.

**FISCAL IMPACT:** Funding to establish this option contract is budgeted in the General Fund. The Health Department will be required to obtain approval to expend from their own appropriations.

To authorize the Finance and Management Director to enter into one contract for the option to purchase Nexplanon (Etonogestrel Implant) from TheraCom LLC. To authorize the expenditure of one dollar (\$1.00) to establish a contract from the General Fund; and to declare an emergency. (\$1.00)

**WHEREAS**, the Columbus Public Health Department Women's Clinic has a need for Nexplanon (Etonogestrel Implant) that is used as a preventative measure for birth control, and

**WHEREAS**, the Purchasing Office negotiated pricing, terms and conditions in accordance with the relevant provisions of sole source procurement of the Columbus City Codes; and

**WHEREAS**, this ordinance addresses the Purchasing objective of 1) maximizing the use of City resources by obtaining optimal products/services at low prices 2) providing an effective option contract for the Columbus Public Health Department to efficiently maintain their supply chain and service to the public; and

**WHEREAS**, in order to ensure Nexplanon (Etonogestrel Implant) is available and supplied as needed for contraceptive services so that the efforts of the Columbus Public Health Department will not be interrupted this is being submitted for consideration as an emergency measure; and

**WHEREAS**, an emergency exists in the usual daily operation of the Columbus Public Health Department, in that it is immediately necessary to enter into one (1) contract for the option to purchase Nexplanon (Etonogestrel Implant) 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 Finance and Management Director is hereby authorized to enter into the following contract for the option to purchase Nexplanon (Etonogestrel Implant) in accordance with Sole Source Solicitation No. SA006055 for the term ending December 31, 2018 with the option to extend for one (1) additional one (1) year period.

**SECTION 2.** That City Council finds it in the best interest of the City of Columbus to procure this item in accordance with the agreement negotiated in accordance with the relevant provisions of sole source procurement of the City Code Chapter 329 as follows:

TheraCom LLC; All Items. Amount: \$1.00.

**SECTION 3.** That the expenditure of \$1.00 is hereby authorized from the General Fund, Organization Level 1: 45-01, Fund: 10, Object Level 3: 2270, OCA: 450047, to pay the cost thereof.

**SECTION 4.** That for the reason stated in the preamble here to, 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.