



Legislation Details (With Text)

File #: 1980-2008 **Version:** 1
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On agenda: 12/15/2008 **Final action:** 12/17/2008

Title: To authorize and direct the Administrating and Presiding Judge of the Franklin County Municipal Court to enter into contract with Alcohol Monitoring Systems, Inc. for continuation of the monitoring services associated with the continuous alcohol monitoring devices; to authorize the appropriation of \$35,200 within the indigent driver alcohol treatment fund; to authorize the appropriation of \$30,800 within the electronic alcohol monitoring fund; to authorize the expenditure of up to \$66,000 for monitoring services; to waive the competitive bidding provisions of the Columbus City Code; and to declare an emergency. (\$66,000.00)

Sponsors:

Indexes:

Code sections:

Attachments: 1. bid waiver - alcohol monitoring 2009.pdf

| Date | Ver. | Action By | Action | Result |
|------------|------|-----------------------|------------------------------------|--------|
| 12/17/2008 | 1 | ACTING CITY CLERK | Attest | |
| 12/16/2008 | 1 | MAYOR | Signed | |
| 12/15/2008 | 1 | Columbus City Council | Approved | Pass |
| 12/15/2008 | 1 | COUNCIL PRESIDENT | Signed | |
| 12/5/2008 | 1 | Finance Reviewer | Reviewed and Approved | |
| 12/5/2008 | 1 | Finance Reviewer | Reviewed and Approved | |
| 12/5/2008 | 1 | Finance Reviewer | Reviewed and Approved | |
| 12/5/2008 | 1 | FINANCE DIRECTOR | Reviewed and Approved | |
| 12/5/2008 | 1 | MuniCrtJudges Drafter | Sent for Approval | |
| 12/5/2008 | 1 | MuniCrtJudges Drafter | Sent for Approval | |
| 12/5/2008 | 1 | CITY ATTORNEY | Reviewed and Approved | |
| 12/5/2008 | 1 | Finance Drafter | Sent to Clerk's Office for Council | |
| 12/4/2008 | 1 | MuniCrtJudges Drafter | Sent for Approval | |
| 12/4/2008 | 1 | Auditor Reviewer | Reviewed and Approved | |
| 12/4/2008 | 1 | CITY AUDITOR | Reviewed and Approved | |
| 12/4/2008 | 1 | MuniCrtJudges Drafter | Sent for Approval | |
| 12/3/2008 | 1 | ODI DIRECTOR | Reviewed and Approved | |
| 12/2/2008 | 1 | MuniCrtJudges Drafter | Sent for Approval | |
| 12/2/2008 | 1 | MuniCrtJudges Drafter | Sent for Approval | |
| 12/2/2008 | 1 | EBOCO Reviewer | Sent for Approval | |

BACKGROUND:

This ordinance authorizes the Administrating and Presiding Judge of the Franklin County Municipal Court to enter into contract with Alcohol Monitoring Systems, Inc. (AMS) 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. AMS holds many patents on the continuous alcohol monitoring device.

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 with alcohol dependency issues that are sentenced to use a SCRAM unit as a condition of probation. The continued use of the SCRAM devices necessitates monitoring services, which is provided by AMS. 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 AMS for continuation of alcohol monitoring services.

Alcohol Monitoring System's contract compliance is 300137963.

FISCAL IMPACT: Funds are available within the indigent driver alcohol treatment fund and the electronic alcohol monitoring fund for this purpose.

Emergency legislation is requested to authorize the appropriation of funds, the contract and the expenditure to permit monitoring services to continue without interruption.

To authorize and direct the Administrating and Presiding Judge of the Franklin County Municipal Court to enter into contract with Alcohol Monitoring Systems, Inc. for continuation of the monitoring services associated with the continuous alcohol monitoring devices; to authorize the appropriation of \$35,200 within the indigent driver alcohol treatment fund; to authorize the appropriation of \$30,800 within the electronic alcohol monitoring fund; to authorize the expenditure of up to \$66,000 for monitoring services; to waive the competitive bidding provisions of the Columbus City Code; and to declare an emergency. (\$66,000.00)

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 Alcohol Monitoring Systems, Inc.; and

WHEREAS, this ordinance is requested as an emergency to permit the uninterrupted 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 the appropriation, contract and expenditure for continuous alcohol monitoring services with Alcohol Monitoring Systems, Inc. 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 from the unappropriated monies in the special revenue fund known as the indigent driver alcohol treatment fund, fund number 225, subfund number 001, and from all monies estimated to come into said fund from any and all sources and appropriated for any other purpose during the fiscal year ending December 31, 2008 the sum of \$35,200.00 is appropriated to the Franklin County Municipal Court Judges, department 25 as follows: oca 250266 (indigent driver alcohol treatment fund), object level 1 - 03, object level 3 - 3431, \$23,100.00; oca 250213 (non-OVI offender), object level 1 - 03, object level 3 - 3431, \$12,100.00.

SECTION 2. That from the unappropriated monies in the special revenue fund known as the electronic alcohol monitoring subfund of the municipal court computer fund, fund number 227, subfund 004, and from all monies estimated to come into said fund from any and all sources and appropriated for any other purpose during the fiscal year ending December 31, 2008 the sum of \$30,800.00 is appropriated to the Franklin County Municipal Court Judges, department 25 as follows: oca 252704 (electronic alcohol monitoring self-pay), object level 1 - 03, object level 3 - 3431, \$30,800.00.

SECTION 3. That the monies appropriated in the foregoing Sections 1 and 2 shall be paid upon order of the Franklin County Municipal Court Judges; and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

SECTION 4. That the Administrating and Presiding Judge of the Franklin County Municipal Court be and is hereby authorized to enter into contract with Alcohol Monitoring Systems, Inc. for monitoring services associated with the Court's continuous alcohol monitoring equipment through the period ending November 1, 2009.

SECTION 5. That the expenditure of \$35,200 or as much thereof as may be necessary is hereby authorized from the Franklin County Municipal Court Judges, department number 2501, indigent driver alcohol treatment fund, fund number 225, subfund 001 as follows: \$23,100 from oca 250266, object level 1 - 03, object level 3 - 3431; \$12,100 from oca 250213, object level 1 - 03, object level 3 - 3431.

SECTION 6. That the expenditure of \$30,800 or as much thereof as may be necessary is hereby authorized from the Franklin County Municipal Court Judges, department number 2501, electronic alcohol monitoring subfund of the municipal court computer fund, fund number 227, subfund 004, as follows: \$30,800 from oca 252704, object level 1 - 03, object level 3 - 3431.

SECTION 7. 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 8. 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.