



## Legislation Details (With Text)

**File #:** 0532-2011      **Version:** 1  
**Type:** Ordinance      **Status:** Passed  
**File created:** 3/24/2011      **In control:** Public Safety & Judiciary Committee  
**On agenda:** 4/11/2011      **Final action:** 4/13/2011

**Title:** To authorize and direct the Finance & Management Director to enter into a contract for the option to purchase EZ-IO Needle Kits, Drivers and Accessories on an as needed basis with Vidacare Corporation in accordance with the sole source provisions of the Columbus City Codes; to authorize the expenditure of One dollar to establish the contract from the Mail, Print Services and UTC Fund; and to declare an emergency. (\$1.00)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Sole Source Form .pdf, 2. vidacare Sole source letter.pdf

Date	Ver.	Action By	Action	Result
4/13/2011	1	CITY CLERK	Attest	
4/12/2011	1	MAYOR	Signed	
4/11/2011	1	Columbus City Council	Approved	Pass
4/11/2011	1	COUNCIL PRESIDENT	Signed	
3/30/2011	1	Finance Drafter	Sent for Approval	
3/30/2011	1	CITY ATTORNEY	Reviewed and Approved	
3/30/2011	1	Finance Drafter	Sent to Clerk's Office for Council	
3/29/2011	1	CITY AUDITOR	Reviewed and Approved	
3/29/2011	1	CITY AUDITOR	Reviewed and Approved	
3/28/2011	1	EBOCO Reviewer	Sent for Approval	
3/28/2011	1	ODI DIRECTOR	Reviewed and Approved	
3/28/2011	1	Finance Drafter	Sent for Approval	
3/25/2011	1	Finance - Purchasing Reviewer	Reviewed and Approved	
3/25/2011	1	FINANCE DIRECTOR	Reviewed and Approved	
3/24/2011	1	Finance - Purchasing Drafter	Sent for Approval	

**BACKGROUND:** This ordinance is for the option to establish a UTC contract to purchase EZ-IO Needle Kits, Drivers and Accessories for the Public Safety Department, Division of Fire, the largest user, for their EMS units. These items are used by EMS workers to inject medicines into trauma victims interstitial where intravenous injection would not be effective.

This purchase is being pursued in with accordance with Section 329.07 Sole Source provisions of the Columbus City Code. The sole source, Vidacare Corporation, is the manufacturer of these items and does not authorize any third party distributors access to these items to sell in the State of Ohio. Formal Bid SA002966 was conducted by the Purchasing Office in 2008 and ordinance 1286-2008 authorized the Finance and Management director to enter into UTC contract FL004046 with Nightingale Alan MES, LLC for the purchase of EZ-IO Needle Kits, Drivers and Accessories. The City of Columbus has since received written notification from

Vidacare Corporation that as of January 1, 2011 their direct sales force will be the sole source for EZ-IO Needle Kits, Drivers and Accessories in the State of Ohio. The term of the proposed option contract will be two (2) years expiring September 30, 2013 with the option to extend this contract for One (1) additional year subject to mutual agreement of both parties.

The Purchasing Office has negotiated terms and condition with Vidacare Corporation and completed a contract proposal document SA003886:

Vidacare Corporation, CC#742899035(expires 1-20-2013)

Total Estimated Annual Expenditure: \$50,000.00

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.

This ordinance is being submitted as an emergency because, without emergency action, no less than 37 days will be added to this procurement cycle and the efficient delivery of valuable public services will be slowed causing a potential shortage since the previous vendor can no longer supply these items.

FISCAL IMPACT: Funding to establish this option contract is budgeted in the Mail, Print Services and UTC Fund. The Public Safety Department division of Fire will be required to obtain approval to expend from their own appropriations for their estimated annual expenditures.

To authorize and direct the Finance & Management Director to enter into a contract for the option to purchase EZ-IO Needle Kits, Drivers and Accessories on an as needed basis with Vidacare Corporation in accordance with the sole source provisions of the Columbus City Codes; to authorize the expenditure of One dollar to establish the contract from the Mail, Print Services and UTC Fund; and to declare an emergency. (\$1.00)

WHEREAS, The Public Safety Department, division of Fire is in need of these EZ-IO Needle Kits, Drivers and Accessories to maintain the operations of the City EMS units; and

WHEREAS, Vidacare Corporation is the sole provider for these EZ-IO Needle Kits, Drivers and Accessories; and

WHEREAS, this ordinance addresses Purchasing objectives of 1) maximizing the use of City resources by obtaining optimal products/services at low prices and 2) encouraging economic development by improving access to City bid opportunities and 3) providing effective option contracts for City agencies to efficiently maintain their supply chain and service to the public; and

WHEREAS, an emergency exists in the usual daily operation of the Public Safety Department division of Fire in that it is immediately necessary to enter into a contract for an option to purchase EZ-IO Needle Kits, Drivers and Accessories to supply their EMS units with these life saving tools since the previous vendor can no longer supply them, 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 be and is hereby authorized and directed to enter into a contract for an option to purchase EZ-IO Needle Kits and Drivers in accordance with proposed contract document SA003886 for the term ending September 30, 2013 with the option to extend for One (1) additional year subject to mutual agreement of both parties as follows:

Vidacare Corporation: All Items, Amount: \$1.00

SECTION 2. That the expenditure of \$1.00 is hereby authorized from the Mail, Print Services and UTC Fund, Organization Level 1: 45-01, Fund: 05-517, Object Level 3: 2270, OCA: 451130, to pay the cost thereof.

SECTION 3. That this purchase is hereby made pursuant to the City of Columbus Code section 329.07(e), "Sole Source Procurement".

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.