



## Legislation Text

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**File #:** 1452-2008, **Version:** 1

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**Background:** To authorize and direct the Director of Finance and Management to enter into contract with SPA Defense - Simrad, Inc. for the purchase of four Clip-On Night Vision Devices to outfit tactical entry teams doing search warrants in low or no light situations for the Division of Police SWAT unit.

**Bid Information:** This Clip-On Night Vision Device is the only one in the marketplace that can be used without changing the focus on the regular scope. The scope focus is important because it allows the officer to attach the unit and go without having to make adjustments. The SWAT unit tested the night vision device for several evenings and discovered that the scope feature was extremely valuable and a definite safety enhancement. There is a letter on file from the company stating that they are the sole manufacturer and sole distributor of this item for all U. S. Law Enforcement and Federal Contracts. The Division of Police is requesting that the Finance and Management Director be authorized to award this contract in accordance with the sole source procurement provisions of Columbus City Codes Chapter 329.

The contract with SPA Defense - Simrad, Inc.. will cost \$35,797.52

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: 65-0483045 expires 08/29/2010

**Emergency Designation:** Emergency legislation is requested in order to expedite delivery and payment of the equipment by the end of the year and for quote on pricing to remain valid.

**FISCAL IMPACT:** This ordinance authorizes an expenditure of \$35,797.52 from the Law Enforcement Drug Seizure Fund to purchase the night vision equipment. There is no impact to the General Fund for this purchase.

To authorize and direct the Director of Finance and Management to enter into contract for the purchase of Clip-On Night Vision Devices with SPA Defense - Simrad, Inc., in accordance with the Sole Source procurement of the Columbus City Code; to authorize the expenditure of \$35,797.52 from the Law Enforcement Seizure Fund; and to declare an emergency. (\$35,797.52)

**WHEREAS,** the City of Columbus Division of Police, SWAT unit needs Clip-On Night Vision Devices for low light situations and safety of the officers; and

**WHEREAS,** this purchase was budgeted in the Law Enforcement Drug Seizure Funds; and

**WHEREAS,** SPA Defense - Simrad, Inc. is the sole manufacturer and sole distributor of this type of Clip-On Night Vision Device; and

**WHEREAS,** it is in the best interest of the City to enter into this contract in accordance with provisions of Section 329-07c (Sole Source) of the Columbus City Codes, 1959; and

**WHEREAS,** emergency legislation is needed in order to expedite delivery of equipment prior to year-end and for the quotation to remain valid; and

**WHEREAS,** an emergency exists in the usual daily operation of the Division of Police, Department of Public Safety, in that it is immediately necessary to enter into contract for the purchase of Clip-On Night Vision Devices from SPA DEFENSE - SIMRAD, INC. thereby preserving the public peace, property, health, safety and welfare; now therefore

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

**SECTION 1.** That the Director of Finance and Management, be and is hereby authorized and directed to enter into contract with SPA DEFENSE - SIMRAD, INC., for the purchase of four Clip-On Night Vision Devices for the SWAT unit of the Division of Police.

**SECTION 2.** That the expenditure of \$35,797.52 or so much thereof as may be needed, be and the same is hereby authorized as follows:

DEPT: 30-03 | FUND: 219 | SUBFUND 016 | OBJ LEV 1: 06 | OBJ LEV 3: 6643 | OCA: 300988 | AMOUNT \$35,797.52

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

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