



## Legislation Text

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**File #: 1292-2023, Version: 1**

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### **..Explanation**

#### **1. BACKGROUND**

This ordinance authorizes the Director of Finance and Management, on behalf of the Director of Public Service, to associate all General Budget Reservations resulting from this ordinance with the appropriate Universal Term Contract Purchase Agreement for the purchase of Refuse Collection Containers

The Department of Public Service, Division of Refuse Collection, uses steel cage, refuse containers throughout the City to collect refuse from pedestrians along public right-of-ways.

The City included the Neighborhoods Trash and Recycling Litter Receptacles project in the City of Columbus Fiscal Year 2022 U.S. Department of Housing and Urban Development (HUD) Annual Action Plan. The Annual Action Plan budgeted \$700,000.00 of (CDBG) funds for the project.

This ordinance authorizes the appropriation and expenditure of \$700,000 of Community Development Block Grant (CDBG) funds.

The following Purchase Agreement association requires approval by City Council in order for the Division to expend more than \$100,000.00 in a fiscal year per City Code 329.19(g):

Paris Site Furnishings and Outdoor Fitness: Universal Term Contract Purchase Agreement to be determined after the authorizing Ordinance 1471-2023, has passed.

Paris Site Furnishings and Outdoor Fitness is not debarred according to the Excluded Party Listing System of the Federal Government or prohibited from being awarded a contract according to the Auditor of State Unresolved Findings for Recovery Certified Search.

#### **2. CONTRACT COMPLIANCE INFORMATION**

The contract compliance number for Paris Site Furnishings and Outdoor Fitness is CC045280 and expires 5/03/2025.

#### **3. FISCAL IMPACT:**

Funding is available and budgeted within the Community Development Block Grant, Fund 2248. Funds must be appropriated.

#### **4. MINORITY AND WOMAN OWNED BUSINESS ENTERPRISE & SMALL LOCAL BUSINESS ENTERPRISE PROGRAM**

This expenditure is for an equipment purchase and is exempt from the MBE/WBE program.

#### **5. EMERGENCY DESIGNATION**

This ordinance is to be considered an emergency to meet the urgent need of replacing right-of-way litter and recycling receptacles throughout the City that are damaged or have been removed. Additional areas of the City will also receive these receptacles for the first time.

To authorize the Director of the Department of Finance and Management to associate all General Budget reservations resulting from this ordinance with the appropriate Universal Term Contract Purchase Agreement for Refuse Litter Containers for the Division of Refuse Collection with Paris Site Furnishings and Outdoor Fitness; to authorize the

appropriation and expenditure of up to \$700,000.00 from the Community Development Block Grant Fund for these containers; and to declare an emergency. (\$700,000.00)

**WHEREAS**, the Division of Refuse Collection needs to replace right-of-way litter and recycling containers throughout the City that are damaged, have been removed, or have reached the end of their useful life; and

**WHEREAS**, the City has budgeted \$700,000.00 of Community Development Block Grant funding within the 2022 Annual Action Plan for the purpose of replacing litter and recycling containers in areas serviced with public transportation and large volumes of pedestrian and multi-modal transportation options; and

**WHEREAS**, it is necessary to authorize the expenditure of up to \$700,000.00 from the Community Development Block Grant, Fund 2248, to purchase these litter containers; and

**WHEREAS**, it is necessary to appropriate the funds; and

**WHEREAS**, it has become necessary in the usual daily operation of the Department of Public Service to authorize the Director of Finance and Management to associate all general budget reservations with the appropriate universal term contracts with Paris Site Furnishings and Outdoor Fitness in accordance with the terms, conditions and specifications of the Universal Term Contract Purchase Agreement, which will be on file in the Purchasing Office; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Service in that it is immediately necessary to authorize the Director of Finance & Management to enter into contracts to purchase the containers to replace right-of-way litter and recycling containers throughout the City that are damaged or have been removed. Also in the interest of saving time due to the elongated production and delivery times caused by supply chain disruption and heavy demand, as well as grant spending deadlines associated with the Community Development Block Grant, 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 and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2023, the sum of \$700,000.00 is appropriated in Fund 2248 Community Development Block Grant Fund per the account codes in the attachment to this ordinance.

**SECTION 2.** That the expenditure of \$700,000.00, or so much thereof as may be needed, is hereby authorized in Fund 2248 (Community Development Block Grant Fund), Dept. 59 (Public Service), Division 5902 (Division of Refuse Collection), in Object Class 06 (Capital Outlay), per the account codes in the attachment to this ordinance.

**SECTION 3.** That the Director of Finance and Management be and is hereby authorized to associate all General Budget Reservations resulting from this ordinance with the appropriate Universal Term Contract Purchase Agreement for the purchase of Refuse Litter Containers with Paris Site Furnishings and Outdoor Fitness, for the Division of Refuse Collection.

**SECTION 4.** That City Council approves the purchase of more than \$100,000.00 from an individual universal term contract established for the purchase of refuse containers and replacement parts for the Division of Refuse Collection.

**SECTION 5.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

**SECTION 6.** That the City Auditor is authorized to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this ordinance.

**SECTION 7.** That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project.

**SECTION 8.** That for the reasons stated in the preamble hereto, 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.