



## Legislation Text

File #: 1455-2023, Version: 1

### ..Explanation

**BACKGROUND:** This legislation authorizes the Finance and Management Director to establish a Universal Term Contract (UTC) for the option to purchase Nexplanon (Etonogestrel Implant) with Theracom LLC. The Columbus Public Health Department is the sole user for the etonogestrel implants which are used as a method of birth control. Theracom LLC is the sole source for this implant as they are a sole distributor of the products. Pricing was obtained from a bid proposal submitted by the supplier. The term of the proposed option contract would be approximately two (2) years, expiring December 31, 2025 with the option to renew for one (1) additional year. In addition, the expenditure of \$1.00 is hereby authorized from General Budget Reservation BRPO002253.

Theracom LLC, CC# 007366 expires 5/1/2025, \$1.00

Total Estimated Annual Expenditure: \$100,000.00, Columbus Public Health Department, the sole user

Emergency Designation: The Finance and Management Department respectfully requests this legislation to be considered an emergency ordinance to ensure that Nexplanon (Etonogestrel Implant) is readily available for contraceptive services provided in Health clinic operations.

The company 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.

**FISCAL IMPACT:** The expenditure of \$1.00 is hereby authorized from General Budget Reservation BRPO002253.

To authorize the Finance and Management Director to enter into a Universal Term Contract for the option to purchase Nexplanon (Etonogestrel Implant) with Theracom, LLC, in accordance with the sole source provisions of the Columbus City Codes; to authorize the expenditure of \$1.00; and to declare an emergency. (\$1.00).

**WHEREAS,** the Nexplanon (Etonogestrel Implant) UTC will provide for the purchase of etonogestrel implants used to provide continuous contraceptive services through the Women's Health Clinic and Theracom LLC is a sole source provider of these goods and services; and,

**WHEREAS,** an emergency exists in the usual daily operation of the Columbus Public Health Department, in that the supplies at the Health Department are nearly exhausted and the etonogestrel implants need to be readily available to ensure there is an uninterrupted supply, that it is necessary to authorize the Finance and Management Director to immediately enter into a Universal Term Contract for the option to purchase Nexplanon (Etonogestrel Implant) with Theracom LLC, thereby preserving the public health, 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 Universal Term Contract for the option to purchase Nexplanon (Etonogestrel Implant) for a term of approximately two (2) years, expiring December 31, 2025, with the option to renew for one (1) additional year, as follows:

Theracom LLC, \$1.00

**SECTION 2.** That the expenditure of \$1.00 is hereby authorized from General Budget Reservation BRPO002253 of this ordinance to pay the cost thereof.

**SECTION 3.** That this purchase is in accordance with relevant provisions of the Columbus City Code, "Sole Source Procurement."

**SECTION 4.** 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 5.** That for the reason 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.