

## ORDINANCE NO. 23-133

**AN ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO EXPEND FUNDS FOR THE PURCHASE AND INSTALLATION OF A NEW GENERATOR CONTROL UNIT FROM CUMMINS, INC. OF COLUMBUS, INDIANA, THROUGH THE SOURCEWELL COOPERATIVE PURCHASING PROGRAM FOR THE BIG ISLAND WATER WORKS PLANT (BIWW); AND DECLARING THAT THIS ORDINANCE SHALL TAKE IMMEDIATE EFFECT IN ACCORDANCE WITH SECTION 14 OF THE CITY CHARTER.**

**WHEREAS**, the 750kW Cummins generator at the City's Big Island Water Works Plant (BIWW), installed in the fall of 2002, is a redundant power source for a critical process in treating and distributing potable water and the existing control panel and power transfer controls are currently not working properly and due to its age, replacement and repair parts are not obtainable; and

**WHEREAS**, Sourcewell's cooperative contract purchasing leverages the national purchasing power of more than 50,000 member agencies while also streamlining the required purchasing process and as a municipal national contracting agency, Sourcewell establishes and provides nationally leveraged and competitively solicited purchasing contracts under the guidance of the Uniform Municipal Contracting Law; and

**WHEREAS**, the City as a member of the Sourcewell Cooperative Purchasing Program (Member ID 68351) desires to purchase a new generator control unit that has been competitively bid and made available through the membership from Cummins, Inc. of Columbus, Indiana; and

**WHEREAS**, the total cost for the purchase and installation of a new generator control unit is \$489,416.00 and will be paid with Water Funds; and

**WHEREAS**, this Ordinance should be passed as an emergency measure under suspension of the rules in accordance with Section 14 of the City Charter to place the order immediately, as lead-time on the control unit is 45-50 weeks; and

**WHEREAS**, in that it is deemed necessary in order to provide for the immediate preservation of the public peace, property, health, and safety of the City of Sandusky, Ohio, and its citizens, and to provide for the efficient daily operation of the Municipal Departments, including the Department of Public Works, of the City of Sandusky, Ohio, the City Commission of the City of Sandusky, Ohio finds that an emergency exists regarding the aforesaid, and that it is advisable that this **Ordinance** be declared an emergency measure which will take immediate effect in accordance with Section 14 of the City Charter upon its adoption; and NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF SANDUSKY, OHIO, THAT:

Section 1. The City Manager is authorized and directed to expend funds for the purchase and installation of a new generator control unit from Cummins, Inc.

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of Columbus, Indiana, through the Sourcewell Cooperative Purchasing Program for the Big Island Water Works (BIWW) at an amount **not to exceed** Four Hundred Eighty-Nine Thousand Four Hundred Sixteen and 00/100 Dollars (\$489,416.00).

Section 2. If any section, phrase, sentence, or portion of this Ordinance is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

Section 3. This City Commission finds and determines that all formal actions of this City Commission concerning and relating to the passage of this Ordinance were taken in an open meeting of this City Commission and that all deliberations of this City Commission and of any of its committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 4. That for the reasons set forth in the preamble hereto, this Ordinance is hereby declared to be an emergency measure which shall take immediate effect in accordance with Section 14 of the City Charter after its adoption and due authentication by the President and the Clerk of the City Commission of the City of Sandusky, Ohio.



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RICHARD R. BRADY  
PRESIDENT OF THE CITY COMMISSION



ATTEST:

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CATHLEEN A. MYERS  
CLERK OF THE CITY COMMISSION

Passed: June 12, 2023