

ORDINANCE NO. 182-20

AN ORDINANCE AUTHORIZING THE PURCHASE OF A COMMERCIAL ROOFTOP AIR CONDITIONING UNIT AND RELATED ITEMS/EQUIPMENT FROM TRANE FOR MEDINA CITY HALL, AND DECLARING AN EMERGENCY.

- WHEREAS:** In accordance with ORC 125.04 the City of Medina, Ohio requested authority to participate in State contracts which the Department of Administrative Services has entered into for the purchase of supplies, services, equipment and certain materials; and
- WHEREAS:** The request for participation provides for the waiving of the state and local competitive bidding requirements and allows the City the ability to purchase from centralized state contracts; and
- WHEREAS:** COVID-19 is a respiratory disease that can result in serious illness or death and is easily spread between individuals who are in close contact with each other through respiratory droplets and various other means;
- WHEREAS:** On March 9, 2020, Governor Mike DeWine declared a State of Emergency in Executive Order 2020-01D in order to protect the welfare of citizens of Ohio from the dangerous effects of COVID-19;
- WHEREAS:** On March 27, 2020, the President of the United States signed into law the Coronavirus Aid, Relief, and Economic Security Act (“CARES Act”) which, in part, established the coronavirus relief fund under 42 U.S.C. §801 and appropriated 150 billion dollars of direct payments to states, tribal governments, and units of local government;
- WHEREAS:** On June 19, 2020, Governor Mike DeWine signed into law House Bill 481 which authorizes distribution of federal coronavirus relief fund money to eligible counties, townships, and municipal corporations in Ohio;
- WHEREAS:** The City of Medina is the recipient of federal coronavirus relief fund money;
- WHEREAS:** The CARES Act and H.B. 481 require that recipients of federal coronavirus relief funds must use the relief funds to cover only those costs that are necessary expenditures incurred due to the public health emergency with respect to COVID-19, were not accounted for in the budget most recently approved as of March 27, 2020 for the unit of government, and were incurred during the period between March 1, 2020 and December 30, 2020;

WHEREAS: This Council determines that the cost of the purchase of a commercial rooftop air conditioning unit and associated items/equipment from Trane Technologies, Inc. for use at Medina City Hall is a necessary expenditure due to the public health emergency with respect to COVID-19 in order to combat the spread of the virus in indoor spaces and to ensure proper ventilation in Medina City Hall by increasing intake of outside air;

WHEREAS: This Council further determines that the cost of the purchase of a commercial rooftop air conditioning unit and associated items/equipment from Trane Technologies, Inc. for use at Medina City Hall was not accounted for in the budget most recently approved as of March 27, 2020, and the cost will be incurred between March 1, 2020 and December 30, 2020;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MEDINA, OHIO:

SEC. 1: That in accordance with Ohio Revised Code §5705.41(D), at the time that the contract or order was made and at the time of execution of the Finance Director’s certificate, sufficient funds were available or in the process of collection, to the credit of a proper fund, properly appropriated and free from any previous encumbrance.

SEC. 2: That the purchase of a 75 Ton Commercial Rooftop Air Conditioning Unit from Trane, utilizing the Cooperative Purchasing Program Omnia Partners/ US Communities Program #5112199, is hereby authorized for the City of Medina.

SEC. 3: That the funds to cover this purchase, in the amount of \$250,000.00, are available in Account No. 170-0743-54413.

SEC. 4: That this Ordinance shall be considered an emergency measure necessary for the immediate preservation of the public peace, health and safety, and for the further reason due to requirements of CARES Act funding; wherefore, this Ordinance shall be in full force and effect immediately upon its passage and signature by the Mayor.

PASSED: October 26, 2020

SIGNED: John M. Coyne, III
President of Council

ATTEST: Kathy Patton
Clerk of Council

APPROVED: October 27, 2020

SIGNED: Dennis Hanwell
Mayor