

RESOLUTION NO. 97-2016 (MS)

By Council Member Yasinow

A Resolution authorizing an agreement with Network Dynamics, Inc. for the purchase of network infrastructure equipment; providing compensation therefor; and declaring an emergency.

WHEREAS, the City's network infrastructure needs to be updated and upgraded; and

WHEREAS, the central components of the needed network infrastructure equipment are available through Network Dynamics, Inc. for Ninety-Nine Thousand Six Hundred and Thirty-Six Dollars (\$99,636), which is Twenty-Eight Thousand Dollars (\$28,000) below the Ohio Department of Administrative Services Cooperative Purchasing Program price; and

WHEREAS, Section 171.02(bb) of the Cleveland Heights Codified Ordinances authorizes the purchase or lease of goods and services without obtaining competitive bids where the price for such goods or services is less than the price that would be obtained through the Ohio Department of Administrative Services Cooperative Purchasing Program; and

WHEREAS, needed related equipment, which does not require competitive bidding under Section 171.02, because the total value is less than Fifty Thousand Dollars (\$50,000) is also available through Network Dynamics, Inc. at below market prices; and

WHEREAS, the City Manager recommends that said equipment be purchased through Network Dynamics, Inc. for its quality of service, installation flexibility, and expert knowledge.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Cleveland Heights, Ohio, that:

SECTION 1. The City Manager be, and she is hereby, authorized to execute an agreement with Network Dynamics, Inc., for the purchase and installation of a network infrastructure, specifically: twenty-eight (28) Cisco Catalyst managed switches, two (2) Arista fiber switches, fiber patch cables, fiber transceiver modules, and installation. The agreement shall not exceed the sum of One Hundred Forty Thousand Dollars (\$140,000). The City reasonably expects that the cost of all such expenditures will be paid with the proceeds from the City's issuance of tax-exempt notes or bonds. All agreements and related documents hereunder shall be approved as to form by the Director of Law.

SECTION 2. Notice of the passage of this Resolution shall be given by publishing the title and abstract of its contents, prepared by the Director of Law, once in one newspaper of general circulation in the City of Cleveland Heights.

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SECTION 3. This Resolution is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health and safety of the inhabitants of the City of Cleveland Heights, such emergency being the need to avoid operational failure of City equipment and maintain the provision of essential City services. Wherefore, provided it receives the affirmative vote of five (5) or more of the members elected or appointed to this Council, this Resolution shall take effect and be in force immediately upon its passage; otherwise, it shall take effect and be in force from and after the earliest time allowed by law.

CHERYL L. STEPHENS, Mayor
President of the Council

TOM RAGUZ
Clerk of Council

PASSED: November 7, 2016