

BILL NO. 20-64

AN ORDINANCE APPROVING THE USE OF A COOPERATIVE CONTRACT BETWEEN HOUSTON-GALVESTON AREA COUNCIL OF GOVERNMENTS AND AEROCLAVE LLC TO PURCHASE EMERGENCY PREPAREDNESS AND SAFETY EQUIPMENT TO DECONTAMINATE CITY VEHICLES AND FACILITIES TO BETTER PROTECT EMPLOYEES AND THE PUBLIC FROM THE SPREAD OF COVID-19 AND OTHER INFECTIOUS DISEASES, AND AUTHORIZING THE CITY MANAGER EXECUTE THE SAME FOR THE CITY OF LEE'S SUMMIT, MISSOURI, AND CONTAINING AN EMERGENCY CLAUSE.

WHEREAS, on January 31, 2020, Secretary Alex Azar of the United States Department of Health and Human Services, declared a public health emergency to address the 2019 novel coronavirus (COVID-19); and,

WHEREAS, on March 5, 2020, the World Health Organization (WHO) Director General urged aggressive preparedness and activation of emergency plans to change the trajectory of this epidemic; and,

WHEREAS, COVID-19 is contagious and can be fatal, and continuing to spread within Missouri and the Kansas City region thereby endangering the employees and people of the City of Lee's Summit, Missouri (the "City"); and,

WHEREAS, the City desires to purchase portable decontamination units, accessories, and disinfectant solution that can be used in vehicles and facilities to protect the health and safety of its employees and the public; and,

WHEREAS, Section 6.1 of the City's Procurement Policy allows the City to make purchases from contracts that were originally procured by another entity but have extended the pricing and terms of such contract to other entities such as the City; and,

WHEREAS, the City is able to purchase the decontamination units, accessories, and disinfectant solution pursuant to a contract between Houston-Galveston Area Council and Aeroclave, LLC; and,

WHEREAS, the City estimates the decontamination units, accessories, and disinfectant solution will cost approximately \$116,632.54, thereby requiring City Council approval before the purchase is made; and,

WHEREAS, the adoption of this Ordinance relates to the immediate preservation of the public health and safety; and

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LEE'S SUMMIT, MISSOURI, as follows:

SECTION 1. The City Council of the City of Lee's Summit, Missouri hereby approves the City's use of the Houston-Galveston Area Council emergency preparedness and safety equipment contract with AeroClave LLC (referred to as "Cooperative Agreement"), attached as Exhibit A and incorporated herein by reference, and authorizes the City Manager to use the

BILL NO. 20-64

Cooperative Agreement to purchase emergency preparedness and safety equipment from AeroClave LLC in the amount not to exceed \$120,000.00.

SECTION 2. The City Council hereby declares this Ordinance to be an emergency ordinance and may be passed on its day of introduction due to the outbreak of COVID-19 in the United States, the declaration of an emergency by the Governor of Missouri due to this health pandemic, and finds the purchase of decontamination equipment and supplies is necessary for the immediate preservation of the public health and safety and to limit the spread of COVID-19, and is an emergency within the meaning of Section 3.13(f)(1) of the Charter of the City of Lee's Summit, Missouri.

SECTION 3. This Ordinance shall be in full force and effect from and after the date of its adoption, passage and approval by the Mayor.

SECTION 4. Should any section, sentence, or clause of this Ordinance be declared invalid or unconstitutional, such declaration shall not affect the validity of the remaining sections, sentences or clauses.

PASSED by the City Council for the City of Lee's Summit, Missouri, this _____ day of _____ 2020.

Mayor *William A. Baird*

ATTEST:

City Clerk *Trisha Fowler Arcuri*

APPROVED by the Mayor of said city this _____ day of _____, 2020.

Mayor *William A. Baird*

ATTEST:

City Clerk *Trisha Fowler Arcuri*

APPROVED AS TO FORM:

City Attorney *Brian W. Head*