

April 26, 2023

To: Mayor and Members of City Council

202301244

From: Sheryl M. M. Long, City Manager

Subject: Emergency Ordinance – OES: Diversified Supply, Inc. Moral Obligation

Attached is an Emergency Ordinance captioned:

ESTABLISHING new capital improvement program project account no. 980x104x231042, “Recreation LED Lighting Improvements,” for the purpose of providing resources for LED lighting installations in City of Cincinnati recreation centers; **AUTHORIZING** the transfer and appropriation of \$27,649.73 from the unappropriated surplus of Revolving Energy Loan Fund 883 to newly established capital improvement program project account no. 980x104x231042, “Recreation LED Lighting Improvements,” and **AUTHORIZING** a payment of \$27,649.73 from capital improvement program project account no. 980x104x0000x7685x231042, “Recreation LED Lighting Improvements,” to Diversified Supply, Inc. as a moral obligation of the City of Cincinnati for professional services completed for the Recreation LED Lighting Improvements project.

Approval of this Emergency Ordinance establishes new capital improvement program project account no. 980x104x231042, “Recreation LED Lighting Improvements,” for the purpose of providing resources for LED lighting installations in City of Cincinnati recreation centers. Approval of this Emergency Ordinance also authorizes the transfer and appropriation of \$27,649.73 from the unappropriated surplus of Revolving Energy Loan Fund 883 to newly established capital improvement program project account no. 980x104x231042, “Recreation LED Lighting Improvements.” Finally, this Emergency Ordinance authorizes a payment of \$27,649.73 from capital improvement program project account no. 980x104x0000x7685x231042, “Recreation LED Lighting Improvements,” to Diversified Supply, Inc. as a moral obligation of the City of Cincinnati for professional services completed for the Recreation LED Lighting Improvements project.

The City issued delivery order no. DO 104 2018001994 for Diversified Supply, Inc. on January 17, 2018 in the amount of \$232,167.50 to complete lighting audits on Cincinnati Recreation Commission (CRC) facilities, procure light-emitting diode (LED) bulbs, and install lighting upgrades at CRC facilities. The lighting audit identified needs for the CRC that resulted in costs exceeding the delivery order amount, and additional resources were not encumbered before additional lighting upgrades were completed.

Ordinance No. 0341-2018 established capital improvement program project account no. 980x104x191017, "Recreation LED Lighting Improvements," for the purpose of providing resources for LED lighting installations in City of Cincinnati recreation centers and authorized the transfer and appropriation from the unappropriated surplus of Revolving Energy Loan Fund 883 to capital improvement program project account no. 980x104x191017, "Recreation LED Lighting Improvements." This project is fully expended and closed, and resources must be appropriated to a new capital improvement program project account for the same purpose to provide payment to Diversified Supply, Inc.

Sufficient resources are available in Revolving Energy Loan Fund 883 to transfer and appropriate to the newly established capital improvement program project account and provide payment to Diversified Supply, Inc.

The reason for the emergency is the immediate need to pay Diversified Supply, Inc. in a timely manner for professional services provided to the City of Cincinnati for the Recreation LED Lighting Improvements project.

The Administration recommends passage of this Emergency Ordinance.

cc: Andrew M. Dudas, Budget Director
Karen Alder, Finance Director

Attachment