

CITY OF CLAYTON, OHIO

RESOLUTION NO. R - 03 -24 – 20

A RESOLUTION AUTHORIZING THE PURCHASE OF MARCS RADIOS FOR USE BY THE FIRE DEPARTMENT AT A TOTAL COST TO THE CITY OF \$15,619.68 AND TO FURTHER APPROVE AMENDMENT OF THE PREVIOUSLY AUTHORIZED FIVE-YEAR CAPITAL IMPROVEMENT BUDGET WITH RESPECT TO SAME

WHEREAS, under Section 8.05 (A) of the Clayton City Charter the City Manager is to prepare a five-year capital improvement budget for the consideration of Council; and

WHEREAS, on November 2, 2023, via adoption of Resolution No. R-11-23-61, Council adopted and approved a Five-Year Capital Improvement Budget (“CIP Budget”) (**Exhibit A**); and

WHEREAS, the aforementioned CIP Budget, at page 118 (**Exhibit B**) provided for the purchase of MARCS radios for use by the Fire Department in 2025; and

WHEREAS, the City has received a grant in the amount of \$10,000.00 as well as a price reduction of \$17,079.84 for the purchase of the aforesaid MARCS radios which will reduce the cost to the City from \$42,699.52 to \$15,619.68 (**Exhibit C**) provided said radios are purchased in 2024; and

WHEREAS, Council has determined that it is in the best interest of the City and has further determined the health, safety, and welfare of the community to be advanced by accepting the aforementioned grant and purchasing the said MARCS radios this year rather than in 2025.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CLAYTON, STATE OF OHIO:

1. That the City Manager and Finance Director are authorized to take such steps as are necessary to accept the aforementioned grant for the purchase of MARCS radios for use by the Fire Department in 2024 with the total cost to the City of Clayton to be \$15,619.68.
2. That the five-year capital improvement budget appended hereto as **Exhibit A** shall be amended to reflect the purchase for the aforesaid MARCS radios will occur in 2024 rather than 2025 and to facilitate such other amendment(s) to said CIP Budget which are necessitated by the fact that this purchase will occur in 2024 rather than 2025.

ADOPTED BY COUNCIL ON MARCH 21, 2024.

AUTHENTICATION:


Mayor (Presiding Officer of Council)

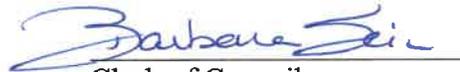

Clerk of Council

APPROVED AS TO FORM:


Law Director

CERTIFICATE

The undersigned Clerk of Council hereby certifies that the foregoing is a true copy of Resolution No. R-03-24-20 duly adopted by the Council of the City of Clayton, Ohio on March 21, 2024, and that a true copy thereof was certified to the Montgomery County Auditor on March 27, 2024.


Clerk of Council
City of Clayton, Ohio

CERTIFICATION OF PUBLICATION

This shall certify that that the text of the above referenced enactment or a summary thereof was published once in the following newspaper and a summary posted in three places of public access as designated by Council.

Name of newspaper

Register Herald

Date of publication

March 27, 2024

Barbara Seis

CLERK

Ref: Clayton Charter §8.05(A)

Mobile radios

Overview

Request Owner	Brian Garver, Fire Chief
Department	Fire/EMS
Type	Capital Equipment

Description

The current mobile radios will no longer be supported by the MARCS radio system, as of 2025 (this is what the state is advising and I think this date may be moved to 2026). The current mobile radios will be 20 years old come 2026. The estimated cost will be \$5500 per radio and we need to replace 7 radios for a grand total of \$38,500.

Images



Mobile Radios

Details

New Purchase or Replacement	Replacement
-----------------------------	-------------



Department of Commerce

Mike DeWine, Governor
Sheryl Maxfield, Director

Exhibit C

2024 MARCS GRANT AGREEMENT DIVISION OF STATE FIRE MARSHAL

January 04, 2024

FDID # 57121
CLAYTON FIRE DEPARTMENT (MONTGOMERY COUNTY)
KEVIN SCHWEITZER, DIRECTOR OF FINANCE
6996 TAYWOOD ROAD
ENGLEWOOD , OH 45322

Re: Grant Award Agreement

Dear 2024 MARCS Grant Applicant,

Congratulations! You have been selected to receive a 2024 MARCS Grant from the Ohio Department of Commerce, Division of State Fire Marshal. Your total grant award will be in the amount of \$10,000.00 of which \$10,000.00 shall be allotted for equipment and \$0.00 is for the radio monthly subscriptions fees. If your department is unable to purchase the equipment that was requested in the grant application, please contact Ashley Campbell, Senior Financial Analyst, CommerceGrants@com.state.oh.us.

By partnering together to access Ohio MARCS, we will continue to protect, serve, and make a safer Ohio.

Sincerely,

Sheryl Maxfield, Director
Ohio Department of Commerce

Kevin Reardon, State Fire Marshal

TERMS AND CONDITIONS apply to the final awarding of the grant:

- All equipment and services are awarded for expenditures (equipment and/or monthly services fees) incurred **after** the return of the signed Grant Award Agreement. Expenditures made prior to such return of the signed Grant Award Agreement are ineligible for this grant and will not be funded.
- Grant funding should only be spent on radios/equipment/services in accordance with the submitted application. If for any reason you are unable to spend the funds accordingly, you must contact Ashley Campbell, Senior Financial Analyst, at CommerceGrants@com.state.oh.us.
- If you fail to spend grant funds in accordance with the MARCS Grant program terms and conditions, you may be required to refund the grant monies to the State Fire Marshal. Failure to comply with any grant terms and conditions may also result in ineligibility to receive any future grant funds from the Department of Commerce.
- All MARCS grant funds for equipment must be expended by July 1, 2024. Equipment and programing invoices are due no later than **July 1, 2024**. If you are not able to expend the funds in the required timeframe, you must apply **in writing** to the State Fire Marshal for an extension of the time in which to use the funds.
- Monthly Service Fees invoices are to be submitted no later than **July 30, 2024**.
- Copies of paid invoices and all other correspondence are to be submitted to:
Ohio Department of Commerce, Fiscal East
Attn: Ashley Campbell
P.O. Box 4009
Reynoldsburg, OH 43068-9009

- . All radios and/or equipment purchased with the **2024** MARCS Grant are required to be on the Ohio MARCS statewide network no later than July 1, **2024** and remain in operation on the MARCS system for the functional life of the radios and/or equipment as determined by the State Fire Marshal. Furthermore, use of the MARCS radio system shall be the Recipient’s primary first responder communication system. Radios and/or equipment purchase with MARCS grant funding shall not be used for secondary and/or “back-up” system use at any time during the functional life of the radio and/or equipment.
- . If unusual circumstances occur and you are not able to exhaust the funds in the required timeframe, you must apply in writing to the State Fire Marshal for an extension of the time in which to use the funds.
- . Upon request, items purchased with and records relating to grant monies must be made available to a representative of the Division of State Fire Marshal for auditing purposes for three (3) years after all grant conditions have been met.
- . As the grant involves public funds, you must maintain the same records as you would for any public funds.
- . If, after a grant funded radio purchase, the Recipient elects to terminate the MARCS service for said radio(s) the Recipient shall notify the State Fire Marshal of its intention to terminate MARCS service for the radios purchased with grant funds. Such notification shall be prior to the termination of MARCS service.
- . After notification set forth in term #8 or if the State Fire Marshal is otherwise notified or aware of non-MARCS use, service termination, or failure to comply with any terms of this Grant award, in the discretion of the State Fire Marshal, the Recipient may be required to return to the State Fire Marshal the grant funds up to the amount that was initially awarded to purchase the radio and/or equipment or, alternatively, the State Fire Marshal may request return of the radio and/or equipment.
 - a. Terms of the repayment shall be determined by the State Fire Marshal. Failure to comply with the repayment terms set forth by the State Fire Marshal may result in ineligibility to receive any future State Fire Marshal grant funding.
- . All terms and conditions set forth in the **2024** MARCS Grant Application package are incorporated herein.
- . Applicant’s signature hereto and/or receipt of grant funding by depositing a check or otherwise constitutes acceptance of the aforementioned terms and conditions.
- . If “new” and/or “existing” user fees are awarded, the twelve-month coverage period is July 1, **2024** through June 30, 2025.

It is essential that you write the fire department identification number (i.e, 01-234 – not federal tax identification number) on all invoices to ensure you are credited and in compliance with this agreement.

If you accept all the above terms and conditions, please sign and return this MARCS Grant Award by mail or email to CommerceGrants@com.state.oh.us. Retain a copy for your records. Contact Ashley Campbell, Senior Financial Analyst, at 800.515.0023 or CommerceGrants@com.state.oh.us with questions.

FDID # 57121
CLAYTON FIRE DEPARTMENT (MONTGOMERY COUNTY)

Signature Of Designated Authority

Print Name/Title

Date Signed