ORDINANCE NO. 1297
SERIES 2022

AN ORDINANCE REPEALING ORDINANCE AND REPLACING IT WITH AN ORDINANCE APPROVING MSA WITH AVAYA AND HIGH COUNTRY WORKPLACE TECHNOLOGIES

WHEREAS, Ordinance 1292, Series 2021, was presented to Council and adopted before AVAYA/RingCentral had submitted an approved Master Services Agreement (MSA) to the City; and,

WHEREAS, Ordinance 1292, Series 2021, was presented to Council and adopted before High Country Workplace Technologies had provided a complete Master Services Agreement (MSA) to the City; and,

WHEREAS, AVAYA/Ring Central and High Country Workplace and Technologies while jointly providing services, or a product, to the City each requires its own MSA; and,

WHEREAS, staff remains steadfast in its recommendation that AVAYA/RingCentral/High Country Workplace Technologies be awarded the contract to provide VOIP phones and services; and,

WHEREAS, pursuant to City Charter these agreements are required to be approved by ordinance.

NOW THEREFORE, BE IT ORDAINED BY THE CORTEZ CITY COUNCIL THAT the MSAs, one for AVAYA/Ring Central and one for High Country Workplace Technologies, attached hereto and incorporated herein as Exhibits 1 (AVAYA) and 2 (High County Workplace Technologies) and Exhibit 3 (AVAYA Agreement) are approved and the mayor is authorized to sign same; and,

FURTHER, be it ordained that Ordinance No. 1292, Series 2021, is repealed in its entirety.

REPEALER. All orders, bylaws, ordinances, and resolutions of the City, or parts thereof, inconsistent or in conflict with this Ordinance, are hereby repealed to the extent only of such inconsistency or conflict.

SEVERABILITY. If any section, paragraph, clause, or provision of this Ordinance shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause, or provision shall not affect any of the remaining provisions of this Ordinance, the intent being that the same are severable.

RECORDING AND AUTHENTICATION. Upon adoption hereof, this Ordinance shall be recorded in a book kept for that purpose and shall be authenticated by the signatures of the Mayor and the City Clerk.

EFFECTIVE DATE. This ordinance shall be effective upon publication after final passage.

PUBLIC HEARING. This ordinance shall be considered for second or final reading on the 8th day of March, 2022, at the hour of 7:30 p.m. in the City Council Chambers in City Hall, Cortez, Colorado, at which time and place all persons may appear and be heard concerning the same.

PASSED, ADOPTED AND APPROVED ON FIRST READING THIS 22nd DAY OF FEBRUARY, 2022.

CITY OF CORTEZ

ATTEST:

RACHEL MEDINA, MAYOR PRO-TEM

LINDA L. SMITH, CITY CLERK

PASSED, ADOPTED AND APPROVED ON SECOND AND FINAL READING THIS 8th DAY OF MARCH, 2022.

CITY OF CORTEZ

ATTEST:

MICHAEL J. LAVEY, MAYOR

LINDA L. SMITH, CITY CLERK

APPROVED AS TO FORM:

MICHAEL F. GREEN, City Attorney