

NANCY E. FELLOWS  
President of Council

JOHN PLECNIK  
Vice President of Council

VICTORIA ANN SAVAGE, CMC  
Clerk of Council

# City of Willoughby Hills

DAVID M. FIEBIG  
CHRISTOPHER HALLUM  
LAURA LENZ  
JANET R. MAJKA  
LAURA PIZMOHT

## ORDINANCE NO. 2019-44

**AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ACCEPT THE BID AND TO ENTER INTO A PURCHASE AGREEMENT WITH FYDA FREIGHTLINER CINCINNATI, INC. FOR THE PURCHASE OF A 2019 HEAVY DUTY SINGLE AXLE DUMP TRUCK & CHASSIS AND SNOW & ICE PACKAGE AND DECLARING AN EMERGENCY.**

**WHEREAS**, the Council of the City of Willoughby Hills on April 25, 2019 by motion, granted the Mayor to seek bids for the purchase of a 2019 Heavy Duty Single Axle Dump Truck Chassis and Snow & Ice Package; and

**WHEREAS**, a bid opening was held on May 17, 2019 with only one bid submitted by Fyda Freightliner Cincinnati, Inc. in the amount of \$171,613.00 for a 2019 Heavy Duty Single Axle Dump Truck & Chassis and Snow & Ice Package; and

**WHEREAS**, Road Superintendent requested that Council accept the only bid received as the lowest and best bids and the Mayor respectfully requested that legislation be prepared as an emergency measure and to waive the Three-Reading Rule to ensure that the truck be put into service as soon as possible; and

**WHEREAS**, the 2019 Operating Budget allocated \$190,000 for the purchase and outfitting of a plow truck by utilizing funds from the Road Levy Fund, Capital Improvements #270.350.56600-New Vehicles.

**NOW, THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WILLOUGHBY HILLS, COUNTY OF LAKE, STATE OF OHIO THAT:**

**SECTION 1.** The Mayor is hereby authorized and directed to accept the bid of Fyda Freightliner Cincinnati, Inc., of 1 Freightliner Drive, Ohio, 45241 for the purchase of a 2019 Heavy Duty Single Axle Dump Truck & Chassis and Snow & Ice Package at the cost of \$171,613.00, identified in the proposal dated May 13, 2019, attached hereto as the "Exhibit A", consisting of twenty-one (21) pages and incorporated herein by reference.

**SECTION 2.** The actions of this Council concerning and relating to the passage of this legislation were conducted in an open meeting of this Council and that all deliberations of this Council and any of its committees that resulted in such formal action were held in compliance with all legal requirements including Chapter 107 of the Codified Ordinances of the City of Willoughby Hills.

**SECTION 3.** This Ordinance constitutes an emergency measure in that the same provides for the immediate preservation of the public peace, safety and welfare of the inhabitants of the City of Willoughby Hills, insofar as it provides for the usual daily operation of the Service Department; to wit: to put a fully equipped dump truck into service by winter; wherefore this Ordinance shall be in full force and effect from and after its adoption and approval by the Mayor.

PASSED: May 23, 2019

Nancy E. Fellows  
Nancy E. Fellows  
President of Council

Submitted to the Mayor for his approval on this 23 day of May, 2019

Approved by the Mayor  
May 23, 2019

ATTEST:  
Victoria Ann Savage  
Victoria Ann Savage, CMC  
Clerk of Council

Robert M. Weger  
Robert M. Weger  
Mayor