

NANCY E. FELLOWS
President of Council

JOHN PLECNIK
Vice President of Council

VICTORIA ANN SAVAGE, CMC
Clerk of Council

City of Willoughby Hills

Council
CHRISTOPHER L. BIRO
DAVID M. FIEBIG
JENNIFER SOMMERS GREER
CHRISTOPHER HALLUM
JANET R. MAJKA

ORDINANCE NO. 2016-13

AN ORDINANCE DIRECTING THE MAYOR TO SIGN ANY AND ALL NECESSARY DOCUMENTS TO SECURE THE PURCHASE OF A NEW CATERPILLAR MODEL 262D DCA3 SKID STEER LOADER THROUGH THE STATE OF OHIO COOPERATIVE PURCHASING AGREEMENT CONTRACT WITH SAID PURCHASE BEING EXEMPT FROM COMPETITIVE BIDDING PURSUANT TO SECTION 125.04 (C) OF THE OHIO REVISED CODE AND DECLARING AN EMERGENCY.

WHEREAS, pursuant to the Interoffice Memo from Mayor Robert M. Weger to Council President, Council Clerk and Council Members, dated March 30, 2016 the Mayor respectfully requested approval for the purchase of a new Caterpillar Model 262D DCA3 Skid Steer Loader with all standard equipment through the State of Ohio Cooperative Purchasing Contract Schedule No. 800055, Index #STS515, awarded November 1, 2009; effective November 1, 2011; expiration date of October 31, 2016; and

WHEREAS, in accordance with the terms of the State of Ohio Cooperative Purchasing Agreement Contract the abovementioned Skid Steer Loader will be purchased from Ohio CAT, 3993 E. Royalton Road, Broadview Heights, Ohio, 44147, at total purchase price of **\$71,518.00**.

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 sign any and all necessary documents to secure the purchase of a new Caterpillar Model 262D DCA3 Skid Steer Loader with all standard equipment through the State of Ohio Cooperative Purchasing Agreement Contract Schedule No. 800055, Index #STS515, awarded November 1, 2009; effective November 1, 2011; expiration date of October 31, 2016.

SECTION 2. In accordance with the terms of the State of Ohio Cooperative Purchasing Agreement Contract the abovementioned Skid Steer Loader will be purchased from Ohio CAT, 3993 E. Royalton Road, Broadview Heights, Ohio, 44147, at total purchase price of **\$71,518.00**; for a listing of the standard equipment as well additional specifications, see the Sales Quotation dated March 12, 2016 - Revised consisting of four (4) pages, attached hereto as the "Exhibit A".

SECTION 3. Funding for said purchase shall be provided from the Capital Improvement Fund #420.

SECTION 4. The actions of this Council concerning and relating to the passage of this legislation were conducted in lawful meetings 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 5. This Ordinance constitutes an emergency measure in that the same provides for the immediate preservation of the public peace, health, 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, and further reason to wit: to immediately purchase a Caterpillar Model 262D DCA3 Skid Steer Loader with all standard equipment to better serve the residents of the City; wherefore, this Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

PASSED: April 14, 2016

Nancy E. Fellows
Nancy E. Fellows
President of Council

Submitted to the Mayor for his approval
on this 15 day of April, 2016

Approved by the Mayor
April 15, 2016

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

Robert M. Weger
Robert M. Weger
Mayor