

# City of Willoughby Hills

## ORDINANCE NO. 2017-80

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### **AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO STATE OF OHIO ADMINISTRATIVE SERVICES CONTRACT(S) FOR THE PURCHASE OF A COMPACT HYDRAULIC EXCAVATOR FOR USE BY THE SERVICE DEPARTMENT AND DECLARING AN EMERGENCY.**

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**WHEREAS**, on December 8, 2016 the Service Committee met to initially discuss the purchase of multiple service equipment items requested by the Road Superintendent; and

**WHEREAS**, one of the items requested by the Road Superintendent was an excavator priced at \$103,000; and

**WHEREAS**, Ohio Revised Code Section 5513.01(B) provides the opportunity for counties, townships and municipal corporations to participate in contracts of Ohio Department of Administrative Services for the purchase of machinery, materials, supplies or other articles; and

**WHEREAS**, the 2017 Operating Budget provides for this expenditure by the allocation of \$55,000.00 from the Street Construction, Maintenance and Repair Fund #250.350.56600-New Vehicles and \$55,000.00 from the Sewer Enterprise Fund #610.680.56300-Equipment.

***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 be and is hereby authorized and directed, on behalf of the City of Willoughby Hills, to participate in Ohio Department of Administrative Services Contract(s) for the purchase of a 2017 308E Series 2 Compact Hydraulic Excavator with all standard equipment, (State of Ohio Contract STS Schedule, #800055, STS Index #STS515), with said compact hydraulic excavator being provided by Ohio CAT at a cost of \$103,468.00, identified in the quote dated November 10, 2017 attached hereto as the "Exhibit A", consisting of three (3) pages and incorporated herein by reference.

**SECTION 2.** The City of Willoughby Hills hereby agrees to be bound by the terms and conditions prescribed by the Director of Administrative Services for the abovementioned purchase and to directly pay the vendor, under each such contract of the Ohio Department of Administrative Services in which the City participates for items and/or services it receives pursuant to the contract.

**SECTION 3.** The Mayor be and is hereby authorized to enter into and execute such Agreements and Documents as may be necessary to participate in the Ohio Department of Administrative Services Cooperative Purchasing Program.

**SECTION 4.** The 2017 Operating Budget provides for this expenditure by the allocation of \$55,000.00 from the Street Construction, Maintenance and Repair Fund #250.350.56600-New Vehicles and \$55,000.00 from the Sewer Enterprise Fund #610.680.56300-Equipment.

**SECTION 5.** 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 6.** 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 being that the quote submitted by Ohio CAT dated November 10, 2017 is valid for thirty days after which time Ohio CAT reserves the right to re-quote; wherefore this Ordinance shall be in full force and effect from and after its adoption and approval by the Mayor.

PASSED: November 22, 2017

Submitted to the Mayor for his approval  
on this 21 day of November, 2017

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

Nancy E. Fellows  
Nancy E. Fellows  
President of Council

Approved by the Mayor  
November 27, 2017

Robert M. Weger  
Robert M. Weger  
Mayor