

KEVIN D. MALECEK  
*President of Council*

DAVID A. REICHEL  
*Vice President of Council*

VICTORIA ANN SAVAGE, CMC  
*Clerk of Council*

# City of Willoughby Hills

*Council*  
CHRISTOPHER L. BIRO  
NANCY E. FELLOWS  
DAVID M. FIEBIG  
FRANK A. GERMANO  
RAYMOND C. SOMICH

## ORDINANCE NO. 2008-45

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**AN ORDINANCE AMENDING ORDINANCE NO. 2008-42 AND THEREBY AUTHORIZE AND DIRECT THE MAYOR TO SIGN ANY AND ALL DOCUMENTS FOR THE PROCUREMENT OF A 2008 DODGE 3500 ONE TON CAB AND CHASSIS PICKUP TRUCK WITH A DUMP BODY PACKAGE TO BE PROVIDED BY GOLLING'S ARENA DODGE AT A TOTAL PRICE NOT TO EXCEED \$26,672.00 WITH SAID PURCHASE BEING EXEMPT FROM COMPETITIVE BIDDING PURSUANT TO SECTION 125.04 (C) OF THE OHIO REVISED CODE AND DECLARING AN EMERGENCY.**

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**WHEREAS**, the Council of the City of the Willoughby Hills accepted the recommendation of the Mayor/Service Director to purchase a 2008 Dodge 3500 1-Ton Cab and Chassis Pickup Truck along with one (1) Concord "Minuteman" 9' 6" Dump Body and Equipment Package to be installed per the Mayor's Interoffice Memorandum of April 22, 2008 and as further substantiated by the Road Superintendent's Memorandum of April 11, 2008, attached hereto as Exhibit "A"; and

**WHEREAS**, the total combined price was not to exceed \$39,040.16 with said purchase being obtained through the State of Ohio Department of Administrative Services/General Services Division/Office of Procurement Services and therefore exempt from Competitive Bidding pursuant to Section 125.04(C) of the Ohio Revised Code; and

**WHEREAS**, the Council of the City of Willoughby Hills approved of the immediate purchase by utilizing funds from the Capital Improvement Fund; and

**WHEREAS**, on May 7, 2008 the Council of the City of Willoughby Hills adopted Ordinance No 2008-42 authorizing and directing the Mayor to sign any and all documents for the procurement of a 2008 Dodge 3500 One Ton Cab and Chassis Pickup Truck along with One Concord "Minuteman" 9' 6" Dump Body and Equipment Package to be installed at a total price not to exceed \$39,040.16 with said purchase being exempt from competitive bidding pursuant to Section 125.04(C) of the Ohio Revised Code and declaring an emergency; and

**WHEREAS**, on May 29, 2008, the Mayor requested that Ordinance No. 2008-42 be amended stating that the 2008 Dodge 3500 One Ton Cab and Chassis Pickup Truck with a Dump Body Package will be provided by and purchased from Gollings Arena Dodge of 924 Shiloh Springs Road, Dayton, Ohio 45415 for a total price not to exceed \$26,672, substantially pursuant to the Revised Quote 5-22, dated May 22, 2008, consisting of (2) pages attached hereto as Exhibit A.

**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 documents necessary to for the procurement a 2008 Dodge 3500 1-Ton Cab and Chassis Pickup Truck with a Dump Body Package to be provided by Golling's Arena Dodge through the State of Ohio Department of Administrative Services/General Services Division/Office of Procurement Services at a total price not to exceed Twenty-Six Thousand, Six Hundred and Seventy-Two Dollars (\$26,672), substantially pursuant to the Revised Quote 5-22, dated May 22, 2008, consisting of (2) pages attached hereto as Exhibit A.

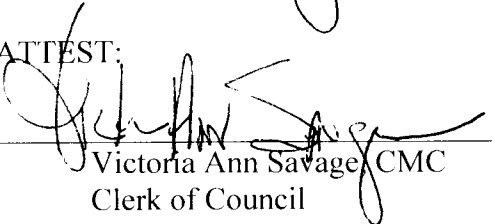
**SECTION 2.** The actions of this Council concerning and relating to the passage of this legislation were conducted in an open meeting of this Council and that all deliberations of this Council and any of its committees that resulted in such formal action were held in compliance with all legal requirements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

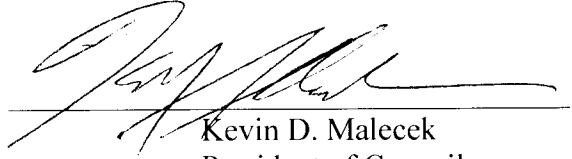
**SECTION 3.** This Ordinance constitutes an emergency measure in that the same provides for the immediate preservation of the public peace, safety and welfare of the inhabitants of the City of Willoughby Hills, insofar as it provides for the usual daily operation of the Service Department; to wit: quote valid for 30 days; wherefore this Ordinance shall be in full force and effect from and after its adoption and approval by the Mayor.

PASSED: June 12, 2008

Submitted to the Mayor for his approval  
on this 12 day of June, 2008

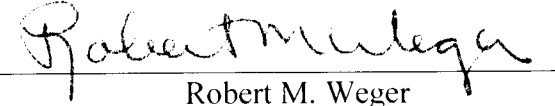
ATTEST:

  
Victoria Ann Savage CMC  
Clerk of Council

  
Kevin D. Malecek  
President of Council

Approved by the Mayor

June 12, 2008

  
Robert M. Weger  
Mayor

**ORDINANCE NO. 2008-45**

I, Victoria Ann Savage, Clerk of Council for the City of Willoughby Hills, Lake County, Ohio do hereby certify that the foregoing **Ordinance No. 2008-45** was duly and regularly passed by the Council of the City of Willoughby Hills, Lake County, Ohio at a meeting held on **June 12, 2008**.

That this legislation was posted according to law and duly advertised pursuant to Ordinance No.2003-19 in the **Lake County News-Herald** on **June 18, 2008**. Effective date of Legislation: **June 12, 2008**.

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Victoria Ann Savage, CMC  
Clerk of Council