KEVIN D. MALECEK
President of Council

DAVID A. REICHELT
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. 2009-62

AN ORDINANCE ACCEPTING THE BID OF JACK DOHENY SUPPLIES OF 1860 SUMMIT COMMERCE PARK, TWINSBURG, OHIO FOR A SEWER TRUCK AND DECLARING AN EMERGENCY.

WHEREAS, the Council of the City of Willoughby Hills on June 25, 2009, by motion, granted the Mayor authorization to advertise for bids for a Sewer Truck; and

WHEREAS, the Mayor submitted to Council a Memorandum dated July 14, 2009, attached hereto as "**Exhibit A**", consisting of six (6) pages requesting that an ordinance be prepared to accept the bid as submitted by Jack Doheny Supplies, 1860 Summit Commerce Park, Twinsburg, Ohio 44087.

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 **$185,000.00, less trade-in of a 1996 Aquatech SJ600 Trailer Jet valued at $7,500.00 for a total Net Sale Price of $177,500.000 per a 5 year lease purchase with annual payments in advance of $39,045.74** for a 2001 remanufactured VACTOR Model 2108-821 RCS-15, EQ#4184, single axle combination sewer vacuum & high pressure jet rodder having positive displacement (PD) blower and 8 cubic yard debris hopper as submitted by **Jack Doheny Supplies of 1860 Summit Commerce Park, Twinsburg, Ohio 44087**, substantially pursuant to the terms and conditions as identified in said Memorandum, dated July 14, 2009, attached hereto as "**Exhibit A**", consisting of (6) pages and incorporated herein by reference.

SECTION 2. The Director of Finance is authorized and directed to return all bid bonds to the unsuccessful bidders.

SECTION 3. 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 in compliance with all legal requirements including Chapter 107 of the Codified Ordinances of the City of Willoughby Hills.

SECTION 4. 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 a municipal department, and further reason being to allow the City to accept the bid and enter into a contract within 30 days as specified in the bid proposal of **Jack Doheny Supplies**; wherefore this Ordinance shall be in full force and effect from and after its adoption and approval by the Mayor.

PASSED: July 23, 2009

Kevin D. Malecek
President of Council

Submitted to the Mayor for his approval
on this 23 day of July, 2009

Approved by the Mayor
July 23, 2009

ATTEST:

Victoria Ann Savage, CMC
Clerk of Council

Robert M. Weger
Mayor