

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. 2009-84

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### **AN ORDINANCE AUTHORIZING THE ACCEPTANCE OF A CONTRACT FROM MIAMI VALLEY INTERNATIONAL TRUCKS WITH A LEASE AGREEMENT THROUGH KANSAS STATE BANK OF MANHATTAN FOR THE LEASE TO PURCHASE ONE 2008 INTERNATIONAL 7500 WITH DUMP BODY AND CENTRAL HYDRAULIC SYSTEM WITH SPREADER AND DECLARING AN EMERGENCY.**

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**WHEREAS**, the Council of the City of the Willoughby Hills is honoring the request of the Mayor/Service Director, (Interoffice Memo from the Mayor to Council Clerk, dated November 5, 2009, attached here to as "Exhibit A", consisting of thirty pages and referenced herein), to prepare legislation authorizing the acceptance of a contract from Miami Valley International Trucks with a Lease Agreement through Kansas State Bank of Manhattan for a lease to purchase one International 7500 with Dump Body and Central Hydraulic System with Spreader (Single Axle and Tandem Axle Medium Duty Cab and Chassis Units; and

**WHEREAS**, the total purchase price for said truck is not to exceed \$22,586.41 per year for 5 years with said purchase being obtained through the Ohio Department of Transportation's State Bid Program 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 approves of the immediate purchase by utilizing funds from the Capital Improvement Fund, #420.

***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 the contract submitted from Miami Valley International Trucks, 11775 Highway Drive, Cincinnati, Ohio 45241 with a Lease Agreement through Kansas State Bank of Manhattan, 1010 Westloop, P. O. Box 69, Manhattan, Kansas 66505-0069 for the purchase a International 7500 with Dump Body and Central Hydraulic System with Spreader (Single Axle and Tandem Axle Medium Duty Cab and Chassis Units) provided through the Ohio Department of Transportation's State Bid Program at a total purchasing price not to exceed \$22,585.41 per year for 5 years.

**SECTION 2.** The Mayor is further authorized to sign any and all documents required to facilitate the purchase with copies of said documents to remain on file in Council Office.

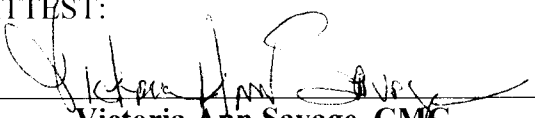
**SECTION 3.** The actions of this Council concerning and relating to the passage of this legislation were conducted in an open meeting of this Council and that all deliberations of this Council and any of its committees that resulted in such formal action were held in compliance with all legal requirements including Chapter 107 of the Codified Ordinances of the City of Willoughby Hills.

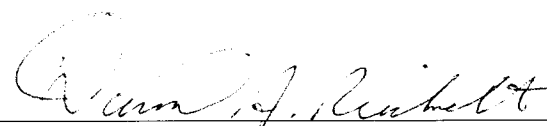
**SECTION 4.** This Ordinance constitutes an emergency measure in that the same provides for the immediate preservation of the public peace, safety and welfare of the inhabitants of the City of Willoughby Hills, insofar as it provides for the usual daily operation of the Service Department; to wit: quote 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 November 12, 2009

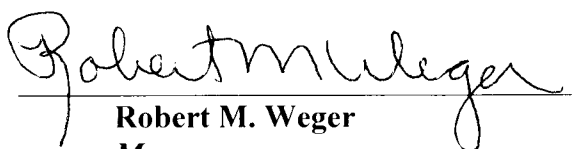
Submitted to the Mayor for his approval  
on this 8 day of November, 2009

ATTEST:

  
Victoria Ann Savage, CMC  
Clerk of Council

  
David A. Reichelt  
President of Council, Pro-tem

Approved by the Mayor  
November 12, 2009

  
Robert M. Weger  
Mayor