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Vice President of Council

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Clerk of Council

City of Willoughby Hills

Council
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DAVID M. FIEBIG
FRANK A. GERMANO
RAYMOND C. SOMICH

ORDINANCE NO. 2011-44

AN ORDINANCE DIRECTING THE MAYOR TO SIGN ANY AND ALL NECESSARY DOCUMENTS TO SECURE THE PURCHASE OF IN-CAR AND PORTABLE RADIOS FOR USE WITH THE LAKE COUNTY BACKBONE PUBLIC SAFETY RADIO SYSTEM AT A TOTAL COST NOT TO EXCEED \$149,888.75 WITH SAID PURCHASE BEING EXEMPT FROM COMPETITIVE BIDDING PURSUANT TO SECTION 125.04 (C) OF THE OHIO REVISED CODE AND DECLARING AN EMERGENCY.

WHEREAS, on November 16, 2000, Council adopted Ordinance No. 2000-73, authorizing the Mayor to sign a ten (10) year agreement with the Board of Lake County Commissioners for the maintenance of necessary 800 MHz Radio Equipment and the order forms and purchase order necessary to secure the purchase of the equipment pursuant to the terms and conditions set forth by the County; and

WHEREAS, said contract expired on December 31, 2010 for the operation and maintenance of said 800 MHz Radio System; and

WHEREAS, upon legislative approval, the City of Willoughby Hills will be entering into new contract agreements for the establishment and operation of a county-wide 800/700 MHz Radios System; and

WHEREAS, pursuant to the Police Department Memorandum from Chief Christopher J. Collins to Mayor/Safety Director Robert M. Weger, dated June 13, 2011, consisting of four pages and attached hereto as **Exhibit "A"**; Police Chief Collins respectfully requests approval for the purchase of in-car and portable radios for use with the new county-wide system for a cost not to exceed \$149,888.75.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WILLOUGHBY HILLS, COUNTY OF LAKE, STATE OF OHIO THAT:

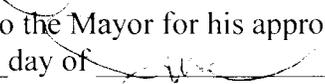
SECTION 1. The Mayor is hereby authorized and directed to sign any and all necessary documents to secure the purchase of in-car and portable radios for use with the new county-wide system for a **cost not to exceed \$146,888.75** in accordance with the terms stipulated in the 5 year Motorola Customer Financing Proposal.

SECTION 2. Said purchase is in accordance with the State Cooperative Purchasing Agreement and therefore is exempt from competitive bidding pursuant to Ohio Revised Code, Section 125.04 (C); said purchase shall be in accordance with the provisions stipulated in ORC 125.04(C).

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 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, health, safety and welfare of the inhabitants of the City of Willoughby Hills, insofar as it provides for the usual daily operation of the Police and Fire Departments, and further reason being that this will allow the City to purchase the in-car and portable radios for use with the county-wide 800/700 MHz Radio System; wherefore this Ordinance shall be in full force and effect from and after its adoption and approval by the Mayor.

PASSED:  _____, 2011

Submitted to the Mayor for his approval
on this  day of , 2011

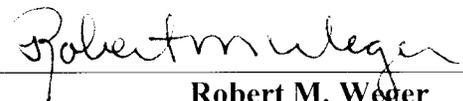
ATTEST:


Victoria Ann Savage, CMC
Clerk of Council



Kevin D. Malecek
President of Council

Approved by the Mayor
 _____, 2011



Robert M. Weger
Mayor