

LOM:sem
04-17-12

Presented by: Mr. Lysenko

ORDINANCE NO. 66-2012

TITLE: PURCHASE OF STORMWATER BACKHOE

AN ORDINANCE AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO ENTER INTO CONTRACT WITH “OHIO CAT” OF NORTH CANTON, TO PURCHASE A NEW STORMWATER BACKHOE, FOR THE ESTIMATED COST OF \$90,000, THROUGH THE OHIO STATE COOPERATIVE PURCHASING PROGRAM, PURSUANT TO ORDINANCE NO. 42-1995, AND DECLARING AN EMERGENCY.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Barberton, State of Ohio:

SECTION 1. That Council hereby authorizes the Mayor, or his designee, to enter into contract with “Ohio Cat” of North Canton, to purchase a new Stormwater Backhoe, for the estimated cost of Ninety Thousand Dollars and No Cents (\$90,000.00) over a five-year period, through the Ohio State Cooperative Purchasing Program, pursuant to Ordinance No. 42-1995. By virtue of the Director's participation in the Ohio State Cooperative Purchasing Program and Ohio Revised Code, said purchases are hereby authorized to be made without competitive bidding. Funding for this purchase is from the Stormwater Capital Improvement Fund.

SECTION 2. That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this ordinance were taken in an open meeting of this Council and that all deliberations of this Council and of any of its committees that resulted in such formal action were meetings open to the public in compliance with the law.

SECTION 3. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, convenience and welfare of the City of Barberton and the inhabitants thereof, to be able to take delivery of this vehicle as soon as possible, and provided it receives the necessary votes required by the City Charter, shall be in full force and effect from and after its passage and approval; otherwise to be in full force and effect from and after the earliest period allowed by law.

Passed _____ 2012

Clerk of Council

President of Council

Approved _____ 2012

Mayor