

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2014 – 168

By: Mr. Carbone

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR THE PURCHASE OF A USED SMITHCO SPRAYER FOR USE BY THE CITY SERVICE DEPARTMENT AND FOR THE SALE AND TRADE-IN OF A LESCO TOW-BEHIND SPRAYER, AND TO HAVE THE SALE PRICE APPLIED TO THE PURCHASE PRICE, WITHOUT PUBLIC BIDDING FOR SUCH SALE, AND DECLARING AN EMERGENCY.

WHEREAS, the Service Department has equipment that is obsolete and no longer needed for a municipal public purpose, as more fully set forth in Exhibit A attached hereto and incorporated herein by reference; and

WHEREAS, the Service Department is in immediate need of a sprayer to be used for the application of fertilizer on City properties; and

WHEREAS, the Service Department has the opportunity to purchase a nearly-new, used Smithco Sprayer with enclosed booms, hose reel and gun, at an advantageous price; and

WHEREAS, pursuant to Article IV, §3(e) of the City Charter, the Director of Finance is authorized to sell obsolete or surplus equipment in such manner as Council may by ordinance authorize; and

WHEREAS, this Council is desirous of having the Director of Finance sell and trade-in the existing obsolete equipment and have the selling price credited against the purchase price of the new mower.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF STRONGSVILLE, COUNTY OF CUYAHOGA AND STATE OF OHIO BY UNANIMOUS VOTE:

Section 1. That this Council finds that the City's Service Department is in need of a used Smithco Sprayer with enclosed booms, hose reel and gun.

Section 2. That this Council further finds and determines that there is an immediate and present emergency in the operation of the Department of Public Service of the City of Strongsville in that the Service Department of the City of Strongsville has equipment, as more fully set forth in Exhibit A, which is obsolete and no longer needed for any municipal purpose, and further finds that it will be in the best interests of the City to sell such equipment, without public bidding, and have the selling price applied as a credit against the purchase of a used Smithco Sprayer with enclosed booms, hose reel and gun.

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Section 3. That, for the reasons aforesaid, the Mayor be and is hereby authorized to enter into an agreement with **BAKER VEHICLE SYSTEMS, INC.** for the purchase of the used Smithco Sprayer, Serial No., SS100326, with enclosed booms, hose reel and gun, in the amount of \$9,999.00, as more fully set forth in Exhibit A attached hereto and incorporated herein by reference, and for the sale of a Lesco Tow-behind sprayer, Serial No. A16272003, to **BAKER VEHICLE SYSTEMS, INC.**, in the amount of \$1,500.00, without public bidding, as more fully set forth in Exhibit A, and providing that the sale price be credited towards the purchase price of the used Smithco Sprayer with enclosed booms, hose reel and gun, in order that the net contract price for the purchase of the used Smithco Sprayer with enclosed booms, hose reel and gun shall not exceed \$8,499.00, and in a form to be approved by the Law Director.

Section 4. That the funds for the purposes of said contract have been appropriated and shall be paid from the General Fund.

Section 5. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted 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 in meetings open to the public in compliance with all legal requirements.

Section 6. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety and welfare of the City, and for the further reason that it is immediately necessary to enter into said contract in order to provide for the continuity of services and operation of the City of Strongsville Service Department, and to conserve public funds. Therefore, provided this Ordinance receives the unanimous vote of all members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor.

Michael Daymut
 President of Council

Approved: Thomas J. Sauer
 Mayor

Date Passed: September 15, 2014

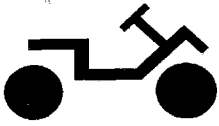
Date Approved: September 16, 2014

	<u>Yea</u>	<u>Nay</u>
Carbone	<input checked="" type="checkbox"/>	_____
Daymut	<input checked="" type="checkbox"/>	_____
DeMio	<input checked="" type="checkbox"/>	_____
Dooner	<input checked="" type="checkbox"/>	_____
Maloney	<input checked="" type="checkbox"/>	_____
Schonhut	<input checked="" type="checkbox"/>	_____
Southworth	<input checked="" type="checkbox"/>	_____

Attest: Aimee Pientka
 Clerk of Council

ORD. No. 2014-168 Amended: _____
 1st Rdg. 09-15-14 Ref: _____
 2nd Rdg. Suspended Ref: _____
 3rd Rdg. Suspended Ref: _____

Pub Hrg. _____ Ref: _____
 Adopted: 09-15-14 Defeated: _____



BAKER

VEHICLE SYSTEMS INC.

QUOTATION

9035 Freeway Drive • Macedonia, OH 44056
 Phone: 330-467-2250 • Fax: 330-467-8308

Serving Golf, Turf & Industry since 1940

TO: City of Strongsville
 18688 Royalton Rd.
 Strongsville, OH 44136
Attn: Dave Kreidler

DATE: 19-Aug-14

Prices quoted are those in effect at the time of quotation. This quotation is subject to acceptance within 15 days.

SALESPERSON	F.O.B.	DELIVERY	PAYMENT TERMS
Ron Wolf			Net 30 Days

QUANTITY	ITEM	DESCRIPTION	Price	Total Price
1	1002C	Smithco Sprayer with 2 Ft. Enclose Booms, Hose Reel and Gun Ser. #SS100326	\$9,999.00	\$9,999.00
		<u>Less Trade-In:</u> Lesco Tow-Behind Sprayer Ser. #A16272003	-\$1,500.00	

SPECIAL NOTES:

SUBTOTAL	\$9,999.00
TAX RATE	0.00%
SALES TAX	\$0.00
TRADE-IN ALLOWANCE	(\$1,500.00)
TOTAL	\$8,499.00

FINANCE OPTION

BY: _____

To accept this quotation, sign here and return: _____ Date: _____

EXHIBIT A