

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2015 – 261

By: Mr. Carbone

AN ORDINANCE RATIFYING, CONFIRMING AND APPROVING THE MAYOR ENTERING INTO A CONTRACT AND PURCHASE ORDER FOR EMERGENCY REPAIRS TO A SEWER DEPARTMENT BACKHOE VEHICLE, WITHOUT PUBLIC BIDDING, AND DECLARING AN EMERGENCY.

WHEREAS, the City's Public Service Director determined that immediate repairs were necessary to a City backhoe, which is utilized by the Sewer Department; and

WHEREAS, therefore, it was immediately necessary to contract with an existing qualified and readily available City contractor already providing services to the City, that was able to promptly make the proper repairs, in order to provide continuity of operations, and to protect the health, safety, welfare and property of the City, its residents and guests.

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

Section 1. That this Council finds and determines, as set out in Article V, §5 of the Charter, that there was a real and present emergency in the operation of the Service Department of the City of Strongsville, and that it was immediately necessary to enter into a contract and purchase order, without public bidding, with **OHIO MACHINERY CO., dba OHIO CAT**, in order to make necessary and immediate repairs to the Sewer Department's backhoe vehicle, in order to protect the health, safety, welfare and property of the City, its residents and guests, and to provide continuity in the operations of the Service Department.

Section 2. That, for the reasons aforesaid, this Council hereby ratifies, confirms and approves the Mayor's entering into a contract and purchase order with **OHIO MACHINERY CO., dba OHIO CAT**, without public bidding, in an amount not to exceed \$7,081.26, for labor and materials, for immediate repairs to a Sewer Department backhoe vehicle, as more fully set forth in the invoice attached hereto as Exhibit A, and incorporated herein by reference, and for which payment will be made by the City's Department of Finance.

Section 3. That the funds for the purpose of the aforesaid expenditure have been appropriated and shall be paid from the Sanitary Sewer Fund.

Section 4. 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 5. 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, and for the further reason that the within contract was immediately necessary in order to maintain the usual daily operation of the Service and Sewer Departments of the City, 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. Zuercher
Mayor

Date Passed: December 21, 2015

Date Approved: December 22, 2015

	<u>Yea</u>	<u>Nay</u>
Carbone	<u>✓</u>	<u> </u>
Daymut	<u>✓</u>	<u> </u>
DeMio	<u>✓</u>	<u> </u>
Dooner	<u>✓</u>	<u> </u>
Maloney	<u>✓</u>	<u> </u>
Schonhut	<u>✓</u>	<u> </u>
Southworth	<u>✓</u>	<u> </u>

Attest: James Pientka
Clerk of Council

ORD. No. 2015-261 Amended:
1st Rdg. 12-21-15 Ref:
2nd Rdg. Suspended Ref:
3rd Rdg. Suspended Ref:

Pub Hrg. Ref:
Adopted: 12-21-15 Defeated:



Service Invoice

Invoice: WO000171165
 Ref Doc: CL40557
 P.O. Number: 329
 Invoice Amount: \$7081.26
 Invoice Date: 08/26/15

Sold To: 1092520

CITY OF STRONGSVILLE
 16099 FOLTZ PKWY
 STRONGSVILLE, OH 44149-5501

Remit Payment To:

Ohio CAT
 Box 774439
 4439 Solutions Center
 Chicago, IL 60677-4004

Customer #: 1092520

For Questions, Please Contact:

Alice Ward 440-838-7304
 award@ohiocat.com

MACH ID:	Equipment No:	Terms:	2
Make: CAT	Model 420D	SN: 0FDP04684	SMU/OD: 6770.0

INVOICE SUMMARY:

SEG	DESCRIPTION	PARTS	LABOR	MISC	F/R ALL	ADJUSTMENT	TOTAL
01	CORRECT HYDRAULIC LEAK AT EXTENDABLE STICK	260.07	2016.50	357.84			2634.41
02	REPLACE WINDSHIELD	671.84		261.18			933.02
03	INSPECT MACHINE		109.00				109.00
04	REMOVE& INSTALL/REPLACE HYD LINES/FITT/PIPE ATTCH	376.92	1853.00	216.35			2446.27
05	INSPECT BOOM	388.53	218.00	6.68			613.21
06	INSPECT ANTIFREEZE	5.95	218.00				223.95
	SUPPLIES/ENV CHG			121.40			121.40
	SUBTOTAL	1703.31	4414.50	963.45			7081.26
	TOTAL	1703.31	4414.50	963.45			7081.26

PO # 24984
 RECEIVED
 AUG 31 2015
 CITY OF STRONGSVILLE
 FINANCE DEPARTMENT

Sewer Dept Backhoe

572602-5521 0901

PAY THIS AMOUNT

\$7081.26



INVOICE

Shipped To:

PAYMENT TERMS: Net 30 Days from invoice date. A monthly finance charge of 1.5% will be added to all past due amounts. Title to goods remains with seller until full payment is received. Returned parts must be accompanied by invoice or packing list and are subject to a restocking fee. Parts designated with an asterisk (*) are not returnable.

EXHIBIT A