

INTRODUCED BY: Melvin M. Jacobs

ORDINANCE NO. 2011-12

AN ORDINANCE AUTHORIZING THE MAYOR TO PURCHASE ONE (-1-) OHIO CAT 308 DCR SWING BOOM EXCAVATOR THROUGH THE STATE OF OHIO DEPARTMENT OF TRANSPORTATION OFFICE OF CONTRACT PURCHASING SERVICES COOPERATIVE PURCHASING PROGRAM; AND WAIVING COMPETITIVE BIDDING

WHEREAS, Council, by prior legislation, authorized the Mayor to enter into purchase orders with suppliers of products and/or services from a list prepared by the State of Ohio, after the State received competitive bid contracts with such suppliers in accordance with the State laws permitting its political subdivisions to also take advantage of the lower costs than municipalities would otherwise experience, and

WHEREAS, the Service Director has requested permission to purchase One (-1-) OHIO CAT 308 DCR Swing Boom Excavator as a replacement to Unit #50; and

WHEREAS, the purchase price for One (-1-) OHIO CAT 308 DCR Swing Boom Excavator is Eighty-Six Thousand Three Hundred Sixty-Eight Dollars and No/Cents (\$86,368.00); and

WHEREAS, Unit #50 will be retained as a backup and supplementary unit due to its low trade-in value.

NOW, THEREFORE, BE IT ORDAINED, by the Council of the City of Beachwood, County of Cuyahoga, and State of Ohio that:

Section 1: The Mayor is hereby authorized to issue a purchase order to Ohio CAT Equipment Division and to purchase the following:

ITEM

One (-1-) OHIO CAT 308 DCR Swing Boom Excavator (for use by the Service Department)

TOTAL NET COST

Not to exceed \$86,368.00

as authorized by the State of Ohio, Department of Administrative Services. Because the State has already completed competitive bidding requirements for these items, the Council waives its requirement for competitive bidding.

Section 2: It is found and determined that all formal actions and deliberations of Council and its committees relating to the passage of this legislation that resulted in formal action were in meetings open to the public where required by Chapter 105 of the Codified Ordinances of the City.

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Section 3: This Ordinance is declared to be an urgent measure which is immediately necessary for the public peace, health or safety or the efficient operation of the City; such necessity existing for the further reason that it is necessary to have said vehicles available for use at the earliest time to serve the public safety and welfare.

WHEREFORE, this Ordinance shall be in full force and effect from and after the earliest date permitted by law.

Attest: I hereby certify this legislation was duly adopted on the 3rd day of January, 2011, and presented to the Mayor for approval or rejection in accordance with Article III, Section 8 of the Charter on the 4th day of January, 2011.

Clerk

Approval: I have approved this legislation this 4th day of January, 2011 and filed it with the Clerk.

Mayor