

**RESOLUTION NO.:** 2018-R37  
**SPONSOR:** MAYOR NEUGEBAUER  
**INTRODUCED:** APRIL 24, 2018      **ASSIGNED TO:** \_\_\_\_\_

**A RESOLUTION AUTHORIZING THE PURCHASE OF A UTILITY VEHICLE FOR USE BY THE CITY'S SERVICE DEPARTMENT, DECLARING CERTAIN SERVICE DEPARTMENT EQUIPMENT SURPLUS PROPERTY TO BE TRADED IN TO OFFSET A PORTION OF THE PURCHASE PRICE OF THE UTILITY VEHICLE, AND DECLARING AN EMERGENCY.**

WHEREAS, the City's Service Director in consultation with the City's Parks and Recreation Superintendent has determined that three (3) of the City's existing riding lawn mowers are obsolete and no longer useful to the City; and

WHEREAS, the City's Service Director in consultation with the City's Parks and Recreation Superintendent has also determined that there exists a need to purchase a utility vehicle; and

WHEREAS, at this time the City wishes to authorize the purchase of a utility vehicle from Baker Vehicle Systems, pursuant to pricing through the State Cooperative Purchasing Program under State of Ohio Contract Number 800604, and to authorize the trade-in of the City's three (3) obsolete riding lawn mowers to offset a portion of the purchase price.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF GREEN, COUNTY OF SUMMIT, AND STATE OF OHIO THAT:**

**SECTION ONE:**

The Mayor be, and hereby is authorized and directed to enter into a purchase agreement with Baker Vehicle Systems, pursuant to pricing under the State Cooperative Purchasing Program, for the purchase of a Hustler MDV Utility Vehicle 4x4 in a net amount after trade-in not to exceed Thirty Thousand Eighty-Three Dollars and Ninety-Nine Cents (\$30,083.99), as is more fully set forth in the quotations attached hereto and incorporated herein as Exhibit "A".

**SECTION TWO:**

That the following equipment of the City's Service Department is hereby declared surplus municipal property, no longer of useful service to the City:

1. 2008 Hustler 42" Mower
2. 2008 Hustler 42" Mower
3. 1998 Steiner 430 w/cab

**SECTION THREE:**

The Mayor is hereby authorized and directed to sell and trade-in the equipment listed in Section 2 herein to Baker Vehicle Systems and receive a credit in the amount of Twenty-Five Hundred Dollars (\$2500.00) to apply to the purchase of the utility vehicle set forth in Section 1 herein. The Finance Director is authorized to make payment to Baker Vehicle Systems.

**SECTION FOUR:**

The requirement for competitive bidding is waived pursuant to Section 210.05 of the Codified Ordinances of the City of Green. This purchase is being made in accordance the State's Cooperative Purchasing Program under Contract No. 800604 and pursuant to Ohio Revised Code 125.04.

**SECTION FIVE:**

The City of Green finds and determines that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken in open meetings of this Council and any deliberations of this Council and any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements.

**SECTION SIX:**

Council declares this to be an emergency immediately necessary for the preservation of the public peace, health, safety and welfare of the citizens of Green and so that the utility vehicle can be available to the Service Department as soon as possible. Provided that this legislation receives the affirmative vote of three-fourths ( $\frac{3}{4}$ ths) of the members elected or appointed to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force at the earliest time allowed by law.

ADOPTED: \_\_\_\_\_

\_\_\_\_\_  
Molly Kapeluck, Clerk

\_\_\_\_\_  
Chris Humphrey, Council President

APPROVED: \_\_\_\_\_, 2018

\_\_\_\_\_  
Gerard M. Neugebauer, Mayor

ENACTED EFFECTIVE: \_\_\_\_\_, 2018

ON ROLL CALL:	Babbitt	Dyer	Humphrey	Shaughnessy
	Speight	Yeargin	Young	

*Suburbanite* publication on \_\_\_\_\_ and \_\_\_\_\_

\_\_\_\_\_  
Molly Kapeluck, Clerk