

RESOLUTION NO.: 2020-R21
SPONSOR: MAYOR NEUGEBAUER
INTRODUCED: FEBRUARY 11, 2020 **ASSIGNED TO:** _____

A RESOLUTION AUTHORIZING THE PURCHASE OF ONE (1) 2020 CATERPILLAR 308 MINI HYDRAULIC EXCAVATOR AND TRANSPORT TRAILER FROM OHIO CAT FOR USE BY THE CITY’S SERVICE DEPARTMENT, AND DECLARING AN EMERGENCY.

WHEREAS, it has been determined that the City is in the need of a mini excavator with transport trailer to perform various tasks within the Service divisions; and

WHEREAS, the City authorizes the purchase of one (1) 2020 Caterpillar 308 Mini Hydraulic Excavator and transport trailer from Ohio CAT as a direct purchase and waiving competitive bidding.

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 is hereby authorized and directed to enter into a Purchase Agreement with Ohio CAT as the authorized dealer for Northeast Ohio, in an amount not to exceed One Hundred Three Thousand Two Hundred Eighty-One Dollars (\$103,281.00) for the mini excavator, and Sixteen Thousand Five Hundred Twenty Dollars (\$16,520.00) for a transport trailer. The full purchase price is for a total of One Hundred Nineteen Thousand Eight Hundred One Dollars (\$119,801.00) as is more fully set forth in the quotation attached hereto and incorporated herein as Exhibit “A”.

SECTION TWO:

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 with the Source Well pricing cooperative agreement #032119-CAT, a State of Ohio authorized Purchase Program, in which the City of Green is in good standing.

SECTION THREE:

Green City Council authorizes the Finance Director to make payments to Ohio CAT through the established purchase order procedure, at a total cost of One Hundred Nineteen Thousand Nine Hundred Thirty-Nine Dollars (\$119,939.00). Council further agrees to allow the current appropriations, which represents savings realized from prior purchases, be reallocated for the purchase of the Mini Excavator and transport trailer as set forth in Exhibit “B”.

SECTION FOUR:

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 FIVE:

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 for the further reason that the need for this equipment is immediate. Provided that this legislation receives the affirmative vote of three-

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fourths (3/4ths) 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

Barbara Babbitt, Council President

APPROVED: _____, 2020

Gerard M. Neugebauer, Mayor

ENACTED EFFECTIVE: _____, 2020

ON ROLL CALL: Babbitt Brandenburg DeVitis France
 Shaughnessy Yeargin Young

Suburbanite publication on _____ and _____

Molly Kapeluck, Clerk

02/06/2020 Approved as to form and content by Lisa Carey Dean, Director of Law _____