

AN ORDINANCE AUTHORIZING AN EXPENDITURE FOR THE PURCHASE OF ONE (1) NEW CATERPILLAR 305.5E2 MINI HYDRAULIC EXCAVATOR FROM STATE OF OHIO COOPERATIVE PURCHASING PROGRAM VENDOR OHIO MACHINERY FOR THE STREET AND WATER DEPARTMENTS AND DECLARING AN EMERGENCY.

WHEREAS, the Service Director has requested authorization for the purchase of one (1) new Caterpillar 305.5E2 Mini Hydraulic Excavator from State of Ohio Cooperative Purchasing Program Vendor Ohio Machinery for the Street and Water Departments; and

WHEREAS, the purchase is exempt from public bidding pursuant to C.O.S. 173.07(a)(1)F and C.O.S. 173.07 (b)(1)C; and

WHEREAS, pursuant to C.O.S. 173.10 the total amount of the expenditure requires legislative approval by this Council; and

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF STOW, COUNTY OF SUMMIT AND STATE OF OHIO:

SECTION 1. That the Finance Director be, and he hereby is, authorized to appropriate, encumber, and pay funds in an amount not to exceed Forty-Nine Thousand Four Hundred Ten and 88/100 Dollars (\$49,410.88) to State of Ohio Cooperative Purchasing Vendor Ohio Machinery for the purchase of one (1) new Caterpillar 305.5E2 Mini Hydraulic Excavator for the Street and Water Departments.

SECTION 2. This Council finds and determines that all formal actions of this Council concerning and relating to the passage of this Ordinance were taken in an open meeting of this Council and that all deliberations of this Council and of any committees or subcommittees that resulted in those formal actions were in meetings open to the public in compliance with the law.

SECTION 3. That this Ordinance was adopted pursuant to Section 4.11 Charter, and is hereby declared to be an emergency measure necessary for the immediate preservation of the public health and safety for the reason that all equipment must be in working order at all times for use by the Street and Water Departments, and, pursuant to Section 4.13, Charter, shall take effect upon its adoption by Council and approval by the Mayor, otherwise at the earliest period allowed by law.

ADOPTED BY COUNCIL 4/13/17

ATTEST   
Bonnie J. Emahiser  
CLERK OF COUNCIL

  
Mike Rasor  
PRESIDENT OF COUNCIL

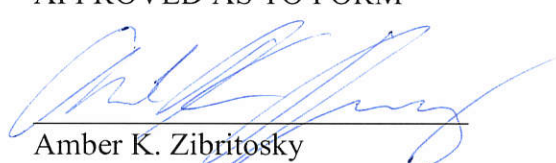
FILED WITH MAYOR 4/17/17

APPROVED   
Sara Kline  
MAYOR

FILED WITH CLERK 4/18/17

APPROVED AS TO FORM

EFFECTIVE DATE 4/18/17

  
Amber K. Zibritosky  
LAW DIRECTOR