

AN ORDINANCE AUTHORIZING AN EXPENDITURE FOR THE PURCHASE OF ONE (1) NEW CATERPILLAR 308 MINI EXCAVATOR WITH EQUIPMENT FROM STATE OF OHIO COOPERATIVE PURCHASING PROGRAM VENDOR OHIO MACHINERY FOR THE WATER DEPARTMENT AND DECLARING AN EMERGENCY.

WHEREAS, the Service Director has requested authorization for the purchase of one (1) New Caterpillar 308 Mini Excavator with Equipment from State of Ohio Cooperative Purchasing Program Vendor Ohio Machinery for the Water Department; 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 One Hundred Eight Thousand Three Hundred Twenty Nine and 06/100 Dollars (\$108,329.06) to State of Ohio Cooperative Purchasing Vendor Ohio Machinery for the purchase of one (1) New Caterpillar 308 Mini Excavator with Equipment for the Water Department.

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 Water Department, 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 5-9-2019

ATTEST Debra Bennington
Debra Bennington
ACTING CLERK OF COUNCIL

Matt Riehl
Matt Riehl
PRESIDENT OF COUNCIL

FILED WITH MAYOR 5-10-2019

APPROVED John Pribonic
John Pribonic
MAYOR

FILED WITH CLERK 5-13-2019

APPROVED AS TO FORM

EFFECTIVE DATE 5-13-2019

Brendan Mackin
Brendan Mackin
LAW DIRECTOR