

2
3 CITY OF CUYAHOGA FALLS, OHIO

4
5 ORDINANCE NO. 38 - 2011

6
7 AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE
8 TO ENTER INTO A CONTRACT AND/OR CONTRACTS WITHOUT
9 COMPETITIVE BIDDING WITH WESCO DISTRIBUTION, INC. FOR
10 EMERGENCY PURCHASE OF A 1500 kVA PADMOUNT
11 TRANSFORMER, AND DECLARING AN EMERGENCY.

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13 WHEREAS, due to a change in the anticipated electrical load of a customer project under construction,
14 the project requires a type of electrical transformer that is not kept in stock, and

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16 WHEREAS, there exists a real and present emergency in connection with providing timely electrical
17 service to the mentioned customer, such that normal competitive bidding for the purchase of the required
18 transformer cannot be accomplished without unreasonable risk to public services,

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20 NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cuyahoga Falls, County of Summit
21 and State of Ohio, that:

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23 Section 1. The Director of Public Service is hereby authorized to enter into a contract and/or
24 contracts without competitive bidding, according to law, with WESCO Distribution, Inc. for emergency
25 purchase of a 1500 kVA, 2.4kV/7.2kV primary voltage padmount transformer.

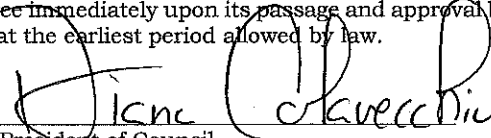
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27 Section 2. The Director of Finance is hereby authorized and directed to make payment for same from
28 the Electric Fund, Line Item Capital Outlay.

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30 Section 3. Any other ordinances or resolutions or portions of ordinances and resolutions inconsistent
31 herewith are hereby repealed, but any ordinances and resolutions not inconsistent herewith and which
32 have not previously been repealed are hereby ratified and confirmed.

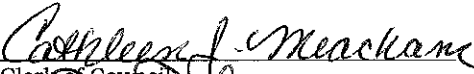

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34 Section 4. It is found and determined that all formal actions of this Council concerning and relating
35 to the adoption of this ordinance were adopted in an open meeting of this Council, and that all deliberations
36 of this Council and of any of its committees that resulted in such formal action, were in meetings open to
37 the public, in compliance with all legal requirements including Chapter 107 of the Codified Ordinances.

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39 Section 5. This ordinance is hereby declared to be an emergency measure necessary for the
40 preservation of the public peace, health, safety, convenience and welfare of the City of Cuyahoga Falls and
41 the inhabitants thereof and provided it receives the affirmative vote of two thirds of the members elected or
42 appointed to Council, it shall take effect and be in force immediately upon its passage and approval by the
43 Mayor; otherwise it shall take effect and be in force at the earliest period allowed by law.

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46 Passed: 4-11-11

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48 President of Council

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54 Approved: 4/12/11

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51 Clerk of Council
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53 Mayor