

CITY OF CUYAHOGA FALLS, OHIO

ORDINANCE NO. 76 - 2011

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT OR CONTRACTS, WITHOUT COMPETITIVE BIDDING, WITH BELL EQUIPMENT COMPANY FOR THE PURCHASE OF AN AUTOMATED PACKER TRUCK FOR USE BY THE SANITATION DIVISION, AND DECLARING AN EMERGENCY.

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

Section 1. The Director of Public Service is hereby authorized to enter into a contract or contracts, without competitive bidding, with Bell Equipment Co. Inc., on the basis of its proposal dated January 7, 2011, which is on file with the Clerk of Council in Council File No. _____, for the purchase of a used "Wayne Curbtender" automated packer truck, VIN# 3BPZL00X4AF720030.

Section 2. It is hereby found and determined that the used automated packer truck identified above is a unique, non-fungible item due to its characteristics, and purchase of said item is therefore not susceptible to conventional competitive bidding.

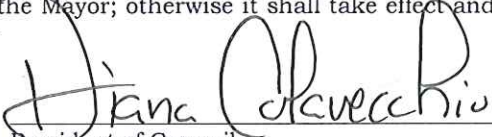
Section 3. The Director of Finance is hereby authorized and directed to make payment for same from Sanitation Fund, line item Capital.

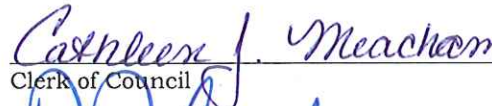
Section 4. Any ordinances or resolutions or portions of ordinances and resolutions inconsistent herewith are hereby repealed, but any ordinances and resolutions not inconsistent herewith and which have not previously been repealed are hereby ratified and confirmed.

Section 5. It is found and determined 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 that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements including Chapter 107 of the Codified Ordinances.

Section 6. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety, convenience and welfare of the City of Cuyahoga Falls and the inhabitants thereof, and provided it receives the affirmative vote of two-thirds 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 period allowed by law.

Passed: 9-26-11


President of Council


Clerk of Council

Approved: 9/27/11


Mayor

9/12/11

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