

1 B-87

Presented by the Administration
upon recommendation of the
Parks and Recreation Board

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4
5 CITY OF CUYAHOGA FALLS, OHIO

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7 ORDINANCE NO. 77 - 2011

8
9 AN ORDINANCE AUTHORIZING THE PARKS AND
10 RECREATION BOARD TO ENTER INTO A
11 CONTRACT OR CONTRACTS WITHOUT
12 COMPETITIVE BIDDING WITH COMMERCIAL
13 FITNESS SOLUTIONS, INC. FOR THE PURCHASE
14 OF FITNESS EQUIPMENT FOR THE NATATORIUM
15 RECREATION AND WELLNESS CENTER, AND
16 DECLARING AN EMERGENCY.

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18 WHEREAS, the Precor exercise and fitness equipment installed at the
19 Natatorium Recreation and Wellness Center is a unique and non-fungible
20 product serving as an integral part of the Center; and

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22 WHEREAS, the Parks and Recreation Board seeks to expand its existing
23 array of Precor exercise equipment at the Center; and

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25 WHEREAS, Commercial Fitness Solutions, Inc. is the sole source purveyor
26 of Precor exercise and fitness equipment in this region,

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

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31 Section 1. The Parks and Recreation Board is hereby authorized and
32 directed to enter into a contract or contracts without competitive bidding with
33 Commercial Fitness Solutions, Inc., on the basis of its proposal dated
34 September 2, 2011, for the purchase of ten (10) PreCor treadmills model 833
35 with 5 year warranty, nine (9) PreCor elliptical riders model EFX 835, seven (7)
36 PreCor elliptical riders model EFX 833, said purchase to include trade-in of ten
37 (10) treadmills and twelve (12) elliptical riders, and associated service
38 agreements, for the Natatorium Recreation and Wellness Center.

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40 Section 2. The Finance Director is authorized and directed to make payment
41 for same from the Leisure Time Fund, line item Capital Outlay.

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43 Section 3. Any other ordinances and resolutions or portions of
44 ordinances and resolutions inconsistent herewith be and the same are hereby
45 repealed, but any ordinances and resolutions or portions of ordinances and
46 resolutions not inconsistent herewith and which have not previously been
47 repealed are hereby ratified and confirmed.

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49 Section 4. It is found and determined that all formal actions of this
50 Council concerning and relating to the adoption of this ordinance were adopted
51 in an open meeting of this Council and that all deliberations of this Council and
52 of any of its committees that resulted in such formal action were in meetings

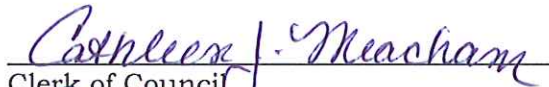
open to the public, in compliance with all legal requirements including Chapter 107 of the Codified Ordinances.

Section 5. 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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