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4 CITY OF CUYAHOGA FALLS, OHIO

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6 ORDINANCE NO. 44 - 2015

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8 AN ORDINANCE AUTHORIZING THE DIRECTOR OF  
9 PUBLIC SERVICE TO ENTER INTO A CONTRACT  
10 WITHOUT COMPETITIVE BIDDING WITH SHERMAN  
11 AND REILLY, INC. FOR THE PURCHASE OF A TURRET  
12 MOUNTED HYDRAULIC POWERED 4-DRUM PILOT  
13 LINE WINDER FOR USE IN THE ELECTRIC  
14 DEPARTMENT, AND DECLARING AN EMERGENCY.  
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16  
17 WHEREAS, Article I, Section 2 of the City Charter, adopted pursuant to Art.  
18 XVIII, Sections 3 and 7 of the Ohio Constitution, authorizes this Council to make  
19 exception to the competitive bidding procedures set forth in the Revised Code,  
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21 WHEREAS, Sherman and Reilly, Inc. is the sole source purveyor of the  
22 turret mounted hydraulic powered 4-drum pilot line winder.  
23

24 NOW, THEREFORE, BE IT ORDAINED by the Council of the City of  
25 Cuyahoga Falls, County of Summit, and State of Ohio, that:  
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27 Section 1. The Director of Public Service is hereby authorized to enter into  
28 a contract or contracts, without competitive bidding, with Sherman and Reilly, Inc.  
29 based upon the proposal dated May 20, 2015, for the purchase of a turret mounted  
30 hydraulic powered 4-drum pilot line winder.  
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32 Section 2. The Director of Finance is hereby authorized and directed to  
33 make payment for same from the Electric Fund, line item, Capital Outlay.  
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35 Section 3. Any ordinances or resolutions or portions of ordinances and  
36 resolutions inconsistent herewith are hereby repealed, but any ordinances and  
37 resolutions not inconsistent herewith and which have not previously been repealed  
38 are hereby ratified and confirmed.  
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40 Section 4. It is found and determined that all formal actions of this Council  
41 concerning and relating to the passage of this ordinance were taken in an open  
42 meeting of this Council and that all deliberations of this Council and of any  
43 committees that resulted in those formal actions were in meetings open to the  
44 public, in compliance with all legal requirements including Chapter 107 of the  
45 Codified Ordinances.  
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47 Section 5. That this ordinance is hereby declared to be an emergency  
48 measure necessary for the preservation of the public peace, health, safety,  
49 convenience and welfare of the City of Cuyahoga Falls and the inhabitants thereof,  
50 and provided it receives the affirmative vote of two-thirds of the members elected or

51 appointed to Council, it shall take effect and be in force immediately upon its  
52 passage and approval by the Mayor; otherwise it shall take effect and be in force at  
53 the earliest period allowed by law.

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Passed:

7/13/2015

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Approved

7-14-15

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6/22/15

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May Ellen Pyke  
President of Council

David Quinn  
Clerk of Council

[Signature]  
Mayor