

SPONSOR:

*Evans Adams*

## ORDINANCE NO. 122-08

AN ORDINANCE AUTHORIZING THE PURCHASE OF A NEW GARBAGE TRUCK, WITHOUT BIDDING, FROM McNELIUS TRUCK AND MANUFACTURING CO., 1130 MORRISON ROAD, P.O. BOX 30777, GAHANNA, OHIO 43230, AND DECLARING AN EMERGENCY.

WHEREAS, Ordinance No. 119-08, which was duly adopted on November 24, 2008, authorized the Service Director to enter into a contract for the purchase of a new garbage truck without formal bidding; and

WHEREAS, pursuant to Ordinance No. 119-08 the final purchase of the garbage truck shall be formalized and approved by City Council; and

WHEREAS, the Service Director has located a garbage truck to purchase and now seeks final formalization and approval of the purchase by City Council.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF JACKSON, STATE OF OHIO, as follows:

**Section One.** Council hereby formalizes and approves the purchase of a 2008 Freightliner garbage truck. The truck shall be purchased from McNelius Truck and Manufacturing Co., 1130 Morrison Road, P.O. Box 3077, Gahanna, Ohio 43230. The purchase price for the garbage truck shall be in an amount of One Hundred Forty Thousand and No/100 Dollars (\$140,000.00). This contract shall be paid from line item 721- 7540 - 54002 - Garbage Fund.

**Section Two.** The Mayor or the Service Director is hereby authorized to execute this Contract and any financing documents according to the terms negotiated by the Service Director.

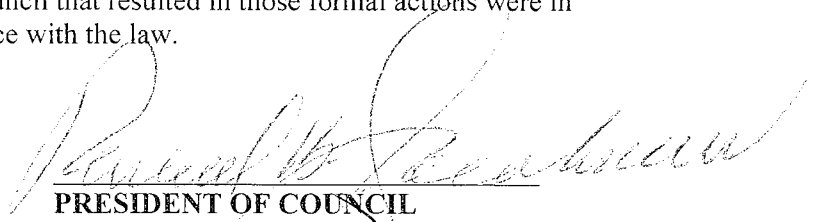
**Section Three.** This Ordinance is hereby declared to be an emergency Ordinance necessary for the immediate preservation of the public peace, health, or safety of the City of Jackson, in that it is necessary to accept this bid as soon as possible to receive the bid price, and in order to commence with the purchase of the new garbage truck as soon as possible to meet pending timelines. Therefore, this Ordinance shall go into effect upon passage and approval by the Mayor, as provided in Ohio Revised Code Section 731.30.

**Section Four.** In the event this Ordinance receives a majority vote for passage but fails to receive the required number of votes to pass as an emergency, then this Ordinance shall be deemed to have passed but with no emergency clause, and shall take effect at the earliest time permitted by law.

Section Five.

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 that resulted in those formal actions were in meetings open to the public, all in compliance with the law.

Date: 12-8-08

  
PRESIDENT OF COUNCIL

  
CLERK OF COUNCIL

Approved:

Date: 12-8-08

  
MAYOR