

SPONSOR: \_\_\_\_\_

## ORDINANCE NO. 55-10

AN ORDINANCE FINDING A REAL AND PRESENT EMERGENCY AND AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO PURCHASE WITHOUT FORMAL BIDDING AND ADVERTISING A BRUSH TRUCK FOR THE FIRE DEPARTMENT, AND DECLARING AN EMERGENCY.

WHEREAS, the City's Fire Department needs to have a brush truck, and the current brush truck is becoming antiquated; and

WHEREAS, Jackson City Council hereby finds and declares a real and present emergency exists under the provisions of Section 735.051 of the Ohio Revised Code for the reason that a new brush truck is needed and necessary as soon as possible, and for the further reason that the Brush Truck to be purchased is available only through one supplier.

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

**Section One.** The Director of Public Service is hereby authorized to purchase a Brush Truck for the Fire Department. Inasmuch as Council finds that a real and present emergency exists under R.C. Section 753.051, Council hereby authorizes the City to purchase a 2011 Fire Department Brush Truck, without competitive bidding, from 32 Ford, 610 West Main Street, Batavia, Ohio 45103. The purchase price for the 2011 Fire Department Brush Truck shall be in an amount of Sixty Five Thousand One Hundred Seventy Four and No/100 Dollars (\$ 65,174.00), and shall be paid from line item 333-7930-54002 (Fire Tax Levy 1995 Fund: Equipment).

**Section Two.** 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 purchase the Fire Department Brush Truck as soon as possible. Therefore, this Ordinance shall go into effect upon passage and approval by the Mayor, as provided in Ohio Revised Code Section 731.30.

**Section Three.** 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 Four.** It is hereby found and determined that all formal actions of this Council relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that the deliberations of this Council that resulted in such formal actions, were in a meeting open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Date: 6/14/10

[Signature]  
PRESIDENT OF COUNCIL  
[Signature]  
CLERK OF COUNCIL

Approved:

Date: 6/18/10

[Signature]  
MAYOR