

Sponsor: Brown/ Elliott

ORDINANCE NO. 33-14

AN ORDINANCE OF THE LEGISLATIVE AUTHORITY OF THE CITY OF JACKSON, OHIO DIRECTING THE DIRECTOR OF SAFETY AND SERVICE TO ENTER INTO AGREEMENTS FOR THE PURCHASE OF A NEW JOHN DEERE 3150SK BACKHOE WITH ACCESSORIES FOR USE IN THE UTILITY AND DISTRIBUTION DEPARTMENT OF THE CITY IN AN AMOUNT NOT TO EXCEED \$103,456.00 AND DECLARING AN EMERGENCY.

WHEREAS, the City is in need of acquiring a backhoe with accessories and has researched the backhoes and accessories and has found that the lowest price is available through the State Purchasing Program; and

WHEREAS, this matter constitutes a real and present emergency for the reason that timely completion of the purchase is required as the price is available for a 30 day period and there is a 6-8 week delivery time period and the equipment is required by the City at the earliest possible date and obtaining the equipment is necessary for the preservation of the health, safety and welfare of the City of Jackson and its residents and that, under the authority of R.C. 735.051, the conditions obviate requirements for formal bidding and advertising for contracts

NOW, THEREFORE, BE IT ORDAINED AS FOLLOWS:

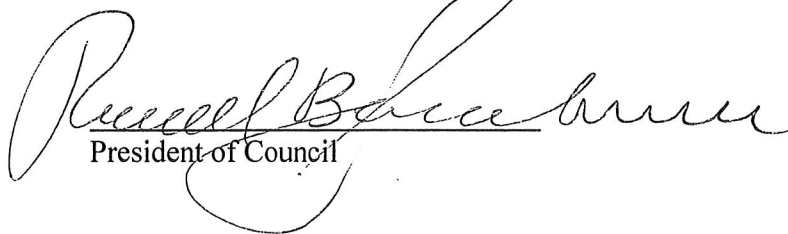
Section 1. The legislative authority of the City of Jackson hereby authorizes the Director of Service and Public Safety of the City of Jackson, Ohio to enter an agreement with a State Purchasing Program vendor to purchase a John Deere 3105SK backhoe and accessories for an amount not to exceed \$103,456.00 paid as follows: Line item #708-7510-54002 in the amount of \$51,728.00; and Line item #717-7525-54002 in the amount of \$51,728.00.

Section 2. This matter is hereby declared to be an emergency necessary for the immediate preservation of the public peace, health or safety of the City of Jackson, Ohio.

Section 3. 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.

It is hereby found and determined that all formal acts of this council concerning and relating to adoption of this Ordinance were adopted in an open meeting of this council and that the deliberations of the council and any of its committees resulted in such formal action, wherein meeting open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

PASSED AND ADOPTED by the Legislative Authority of the Political Subdivision on this 24th day of March, 2014.



President of Council

ATTEST:

Sherry Barr
Clerk of the Legislative Authority

Approved this 24th day of March, 2014.

Randy Heest
Mayor