

Sponsor: Peters/Cell

RESOLUTION NO. 44-21

A RESOLUTION AUTHORIZING AND DIRECTING THE DIRECTOR OF SAFETY AND SERVICE TO ENTER INTO AN AGREEMENT FOR THE PURCHASE FROM BOYD COMPANY OF A CATERPILLAR MODEL 304-07 HYDRAULIC EXCAVATOR THROUGH THE STATE OF OHIO PURCHASE CONTRACT PROGRAM FOR A PRICE NOT TO EXCEED \$64,709.86 AND DECLARING AN EMERGENCY.

WHEREAS, the City is in need of a new hydraulic excavator together with related equipment as set forth in the proposal from Boyd Company, and

WHEREAS, the City has adopted legislation to participate in the State of Ohio purchase contract program administered by the Ohio Department of Administrative Services, and

WHEREAS, the City has researched the purchase of a Caterpillar Model 304-07 hydraulic excavator and related equipment under the State Purchasing Program in accordance with R.C. Chapter 125 and has found the best price to be from Boyd Company in an amount not to exceed \$64,709.86, and

WHEREAS, pursuant to R.C. Chapter 125, a political subdivision may purchase equipment and supplies as a participant in the State Purchasing Program exempt from any competitive selection procedures otherwise required by law, and

WHEREAS, this matter constitutes an emergency in order to protect the health, safety and welfare of the City for the reason that the City has immediate need for the equipment and the quoted price is available for 30 days; and

NOW, THEREFORE, BE IT RESOLVED 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 Boyd Company for purchase of a Caterpillar Model 304-07 hydraulic excavator and related equipment for an amount not to exceed \$64,709.86.

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, for the reasons set forth herein.

In the event this Resolution receives a majority vote for passage but fails to receive the required number of votes to pass as an emergency, then this Resolution 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 Resolution 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 8th day of November, 2021.



President of Council

ATTEST:



Clerk of the Legislative Authority

Approved this 8th day of November, 2021.



Mayor