

**ORDINANCE NO. 21-057**

**AN ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO PURCHASE A 2022 FREIGHTLINER M2-106 CAB & CHASSIS TRUCK FROM VALLEY FREIGHTLINER, STERLING & WESTERN STAR, INC. OF PARMA, OHIO, THROUGH THE STATE OF OHIO DEPARTMENT OF TRANSPORTATION COOPERATIVE PURCHASING PROGRAM FOR THE WATER DISTRIBUTION DIVISION; AND DECLARING THAT THIS ORDINANCE SHALL TAKE IMMEDIATE EFFECT IN ACCORDANCE WITH SECTION 14 OF THE CITY CHARTER.**

**WHEREAS**, the Water Distribution Division currently has a 2000 International 4900 Flatbed truck with crane, that is no longer fit for use for its intended purpose within the division due to its age and bed length and the Fleet Maintenance Chief Foreman is recommending to replace this truck with a 2022 Freightliner M2-106 Cab & Chassis truck; and

**WHEREAS**, the 2000 International 4900 Flatbed truck with crane will be retained and used in the Forestry Division; and

**WHEREAS**, the 2022 Freightliner M2-106 Cab & Chassis truck is available from Valley Freightliner, Sterling & Western Star, Inc. of Parma, Ohio, through the State of Ohio Department of Transportation Cooperative Purchasing Program, thereby, allowing local political subdivisions to purchase items that have been competitively bid from the successful state vendor giving the City the benefit of the State's negotiated price and eliminating the necessity of formal bidding; and

**WHEREAS**, the purchase price for the 2022 Freightliner M2-106 Cab & Chassis truck is \$82,418.00 and will be paid with Capital Water Funds; and

**WHEREAS**, this Ordinance should be passed as an emergency measure under suspension of the rules in accordance with Section 14 of the City Charter in order for the truck to be ordered and received so the Water Distribution Division can begin using the vehicle at the earliest opportunity; and

**WHEREAS**, in that it is deemed necessary in order to provide for the immediate preservation of the public peace, property, health, and safety of the City of Sandusky, Ohio, and its citizens, and to provide for the efficient daily operation of the Municipal Departments, including the Water Distribution Division, of the City of Sandusky, Ohio, the City Commission of the City of Sandusky, Ohio finds that an emergency exists regarding the aforesaid, and that it is advisable that this **Ordinance** be declared an emergency measure which will take immediate effect in accordance with Section 14 of the City Charter upon its adoption; and NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF SANDUSKY, OHIO, THAT:

Section 1. The City Manager is authorized and directed to purchase a 2022 Freightliner M2-106 Cab & Chassis truck from Valley Freightliner, Sterling & Western Star, Inc. of Parma, Ohio, through the State Of Ohio Department Of Transportation Cooperative Purchasing Program, Contract #118-21, for the Water Distribution Division, at an amount **not to exceed** Eighty Two Thousand Four Hundred Eighteen and 00/100 Dollars (\$82,418.00).

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Section 2. If any section, phrase, sentence, or portion of this Ordinance is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

Section 3. This Commission finds and determines that all formal actions of this City Commission concerning and relating to the passage of this Ordinance were taken in an open meeting of this City Commission and that all deliberations of this City Commission and of any of its committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 4. That for the reasons set forth in the preamble hereto, this Ordinance is hereby declared to be an emergency measure which shall take immediate effect in accordance with Section 14 of the City Charter after its adoption and due authentication by the President and the Clerk of the City Commission of the City of Sandusky, Ohio.



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RICHARD R. BRADY  
PRESIDENT OF THE CITY COMMISSION



ATTEST:

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MCKENZIE E. SPRIGGS  
CLERK OF THE CITY COMMISSION

Passed: April 12, 2021