

ORDINANCE NO. 24-016

AN ORDINANCE AMENDING ORDINANCE NO. 22-032, PASSED ON FEBRUARY 28, 2022; DECLARING A 1999 TORO 580 MOWER AS UNNECESSARY AND UNFIT FOR CITY USE PURSUANT TO SECTION 25 OF THE CITY CHARTER; AUTHORIZED AND DIRECTED THE CITY MANAGER TO PURCHASE A NEW TORO GROUNDSMASTER 5910 ROTARY MOWER FROM CENTURY EQUIPMENT OF TOLEDO, OHIO, THROUGH THE SOURCEWELL COOPERATIVE PURCHASING PROGRAM FOR THE GROUNDS MAINTENANCE DIVISION; AND DECLARING THAT THIS ORDINANCE SHALL TAKE IMMEDIATE EFFECT IN ACCORDANCE WITH SECTION 14 OF THE CITY CHARTER.

WHEREAS, it was determined by the Fleet Maintenance Chief Foreman that the 1999 Toro 580 Mower was no longer fit for use due to its age and availability of parts and was recommending the mower be declared obsolete, unnecessary and unfit for City use and be auctioned on the internet with the proceeds from the sale to be deposited in the Issue 8 Capital Fund (Vehicles, Facilities & Equipment Fund); and

WHEREAS, it was recommended to replace the 1999 Toro 580 Mower with a new Toro Groundsmaster 5910 Rotary Mower which was equipped for increased efficiency and ease of operation; and

WHEREAS, Sourcewell's (formerly National Joint Powers Alliance [NJPA]) cooperative contract purchasing leverages the national purchasing power of more than 50,000 member agencies while also streamlining the required purchasing process and as a municipal national contracting agency, Sourcewell establishes and provides nationally leveraged and competitively solicited purchasing contracts under the guidance of the Uniform Municipal Contracting Law; and

WHEREAS, the City, as a member of the Sourcewell Cooperative Purchasing Program (Member ID 68351), desired to purchase a Toro Groundsmaster 5910 Rotary Mower that was competitively bid and made available through the membership from Century Equipment of Toledo, Ohio; and

WHEREAS, the total cost of a new Toro Groundsmaster 5910 Rotary Mower was \$124,521.50 and was approved to be paid with Issue 8 Capital Funds; and

WHEREAS, since February 28, 2022, the Toro Groundsmaster is now available for the City's purchase through Sourcewell Contract 031121-TTC, but the price increased by **\$34,418.82**, to make final cost of the Groundsmaster to be **\$159,940.32**, and this additional money will be paid with Capital 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 to allow the new Groundsmaster order to be immediately placed as the current lead time for delivery is approximately six (6) months; 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 Grounds Maintenance 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

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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. This City Commission hereby amends Ordinance No. 22-032, passed on February 28, 2022, and approves the expenditure of additional funds in the amount of Thirty Four Thousand Four Hundred Eighteen and 82/100 (**\$34,418.82**) for the purchase of one (1) Toro Groundsmaster 5910 through the Sourcewell Cooperative Contract No. 031121-TTC, from Century Equipment of Toledo, Ohio, at a revised amount **not to exceed** One Hundred Fifty Nine Thousand Nine Hundred Forty and 32/100 (**\$159,940.32**).

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 City 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.



RICHARD R. BRADY
PRESIDENT OF THE CITY COMMISSION



ATTEST:

CATHLEEN A. MYERS
CLERK OF THE CITY COMMISSION

Passed: January 8, 2024