



CITY OF WESTLAKE, OHIO ORDINANCE NO. 2016-37:

AN ORDINANCE ACCEPTING A BID AND AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH ECOVERSE INDUSTRIES, LTD FOR THE PURCHASE OF A WINDROW TURNER FOR THE SERVICE DEPARTMENT, AND DECLARING AN EMERGENCY.

WHEREAS, pursuant to authorization of Council, and the Charter and Ordinances of the City of Westlake, and after advertisement in a newspaper of general circulation, the City received three (3) bids for the purchase of a self-propelled straddle type windrow turner, in accordance with the specifications on file in the Office of the Director of Purchasing; and

WHEREAS, after a careful analysis of said bid proposals, the Mayor and Director of Purchasing have recommended the award of said Contract to Ecoverse Industries, LTD; and

WHEREAS, this Council hereby finds and determines that the bid proposal is the lowest and best bid proposal for the aforesaid purchases; and

WHEREAS, this Council hereby accepts the bid set forth in Section 1 herein and rejects all other proposals.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WESTLAKE, COUNTY OF CUYAHOGA AND STATE OF OHIO:

<u>Section 1</u>: That this Council does hereby accept the following bid and that the Mayor be and hereby is authorized to purchase one (1) Backhus A55 Model self-propelled straddle type windrow turner, less trade-in allowance by seller, for use in the Service Department from the supplier listed as follows:

SUPPLIER:

Ecoverse Industries, LTD 1265 Lear Industrial Parkway Avon, Ohio 44011

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EQUIPMENT:

One (1) Backhus A55 Model self-propelled straddle type windrow turner less trade-in allowance of existing 1989 Scarab Model 18 windrow turner by seller (-\$15,000.00)

PRICE:

hereby certify that Ordinance/Resolution no. 2016-37

the City as determined by the Charter of said City.

of 15 days thereafter in not less than 2 of the most public places in

adopted

Not to exceed \$356,650.00, of which fifty percent (50%) shall be paid by the City of Westlake and fifty percent (50%) shall be paid by the City of Bay Village.

<u>Section 2</u>: That the Director of Finance be and he is hereby authorized and directed to issue warrants of the City of Westlake for said equipment to the supplier listed in Section 1 above in an amount not to exceed the sum One Hundred Seventy-Eight Thousand Three Hundred Twenty-Five Dollars and Zero Cents (\$178,325.00).

Section 3: That it is found and determined that all formal actions of this Council concerning and relating to this legislation were adopted in an open meeting of this Council and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements including Section 10, Article XI of the Charter of the City of Westlake and Section 121.22 of the Ohio Revised Code.

<u>Section 4</u>: That this legislation is hereby declared to be an emergency measure immediately necessary to continue the efficiency of the Westlake-Bay Village Compost Facility, and further provided it receives the affirmative vote of two-thirds of all members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor.

| Passed: 3/17/16 | Michael F. Killeen President of Council |
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| Presented to the Mayor: $3/21/16$ | Approved: 3/21/16 |
| ATTEST: Denie L. Rosenbaum | Dennis M. Clorgh |
| Denise L. Rosenbaum, Clerk of Council Denise L. Rosenbaum, Clerk of Council of the City of Westlake do | Dennis M. Clough, Mayor |

was duly posted on

and remained posted for a period