

RESOLUTION NO. 18-2016

Offered by All of Council

A RESOLUTION AUTHORIZING THE MAYOR AND THE FINANCE DIRECTOR TO ENTER INTO AN AGREEMENT WITH AKRON TRACTOR & EQUIPMENT FOR THE PURCHASE OF A NEW KUBOTA TRACK LOADER WITH BRUSH CUTTER, MOWER AND SKID STEER MOUNT, WAIVING COMPETITIVE BIDDING, AND DECLARING AN EMERGENCY

WHEREAS, this Council has determined that there is a need for a new track loader for the Service Department; and

WHEREAS, this Council wishes to enter into a contract with Akron Tractor & Equipment, Inc. for the purchase of a Kubota Model SVL90-2HFC track loader and a Bradco Ground Shark Model 30378C 78" brush cutter, mower, skid steer mount; and

WHEREAS, this purchase was approved as a part of the 2016 capital improvement budget.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Richfield, Summit County, State of Ohio:

SECTION 1. That the Mayor and the Finance Director be, and they hereby are, authorized and directed to enter into a purchase agreement with Akron Tractor & Equipment, Inc., 1309 Collier Road, Akron, Ohio 44320, for the purchase of a Kubota Model SVL90-2HFC track loader and a Bradco Ground Shark Model 30378C 78" brush cutter, mower, skid steer mount for a total amount not to exceed \$65,076.00, as set forth in the proposal attached hereto as "Exhibit A" and incorporated fully herein by reference, which price is lower than that available under the National Joint Powers Alliance program (\$66,381.02). The Kubota Model SVL90-2HFC is not available under the State of Ohio Department of Transportation Cooperative Purchasing Program.

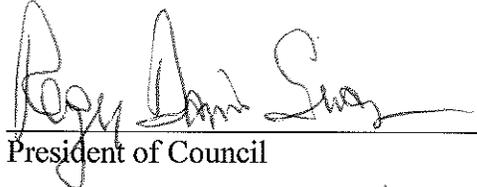
SECTION 2. That the requirement for competitive bidding is waived pursuant to Section 141.03(f)(6) of the Codified Ordinances of the Village.

SECTION 3. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution 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 legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 4. This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare and for the further

reason to acquire needed equipment for the Service Department at the earliest possible time; wherefore, provided this Resolution receives the affirmative vote of two-thirds of the members of Council elected or appointed, it shall take effect immediately upon its passage and execution by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED: 4-5-16

  
\_\_\_\_\_  
President of Council

  
\_\_\_\_\_  
Mayor

Dated: 4/5/16

ATTEST:

  
\_\_\_\_\_  
Clerk of Council

## SALES QUOTATION

## AKRON TRACTOR &amp; EQUIPMENT INC.

(330)836-0237 ~ 1309 Collier Road ~ Akron, Ohio 44320 ~ 1-800-821-2785

www.akrontractor.com

Customer Name: Village of Richfield

Address: Richfield, Ohio 44286

Phone Number: 330-659-9201

Salesman: Cal Davis

Date: 03/17/16

Quote Valid Through: in stock unit

For your consideration we would like to submit the following quotation.

One Kubota model SVL90-2HFC track loader with 17.7" rubber tracks, ROPS cab, seat belt, heat and air conditioning, hydraulic mount plate, high flow auxiliary hydraulics, mirror, 80" HD bucket with bolt on cutting edge, bolt on side cutters. S6699 multifunction hydraulic control kit, installed. \$58,493.00

One Bradco Ground Shark model 30378C 78" brush cutter, mower, skid steer mount, high flow, dual wheel kit, gauge sight indicator. \$ 6,583.00

Total price including Kubota, Akron Tractor gov't. discounts. \$65,076.00

Cal Davis,  
Sales

4/2/2016

Resolution No. 18-2016  
Briefing Memo

## Legislation Request

**DATE:** March 28, 2016

**TO:** Mayor Bobbie Beshara,  
Bill Hanna, Law Director  
Village Council,  
Council Clerk

**FROM:** Melanie A. Baker, Service Director

**TYPE OF LEGISLATION:** Resolution  Ordinance

To allow the Mayor and Finance Director to enter into a contract with Akron Tractor & Equipment Inc. 1309 Collier Road, Akron Ohio 44320 for the purchase of a Kubota model SVL90-2HFC track loader, 80 inch HD bucket, and 78 inch brush cutter.

Date of Council meeting needed: April 5, 2016.

ACTION BEING REQUESTED	TYPE OF REQUEST
First Reading Suspension of second and third readings and adoption.	Contract and expenditure of funds

### DESCRIPTION

The Mayor and Finance Director will enter into a contract Akron Tractor & Equipment Inc. 1309 Collier Road, Akron Ohio 44320 for the purchase of a Kubota model SVL90-2HFC track loader, 8-inch HD bucket, and 78-inch brush cutter.

The total cost for the piece of equipment is \$65,076.00

**HISTORY**

The existing Skid Steer was purchased in 1998. This piece of equipment is used for loading and unloading pallets and equipment from trucks, it is used for grading, and lawn leveling, moving stones on the paths and for projects, it is used for street sweeping and helping to assist with snow plow attachments and work during the winter months.

The Service Department has chosen to purchase a Kubota this time as they feel it is a better fit for the department and will provide more options for use and greater productivity.

This is a capital purchase that was approved as a part of the 2016 capital improvement budget that was approved in December of 2015.

**BIDDING**

As per Ordinance 28-2014 amending section 141.03 in reference to the threshold for bidding and the purchasing parameters, Section 141.03(f) In all cases of expenditures of \$50,000.00 and above, the above criteria (requirements for bidding) may be waived by Council if the expenditure falls within one of the following categories:

- (6) Purchase from another supplier upon equivalent terms, conditions, and specifications but at a lower price than is offered by the State under Ohio RC 125.04(c).
- (7) Any other exception to competitive bidding applicable to municipal corporations set forth in the Ohio Revised Code or other Ohio law.

This purchase is with a contractor that has met the competitive purchasing as required by the State of Ohio and the National Joint Powers Alliance but is lower than offered by both competitive bidding processes.

The Kubota was not on state contracting and we could not find an equivalent that was bid on state contract.

**APPROPRIATIONS**

<u>ITEM</u>	<u>Budget Amount</u>	<u>Expenditures</u>
<b>Capital Improvement Fund – D18-06B-257.15</b>  The original budget was \$100,00.00. This item is already appropriated in Capital budget. This amount includes a trailer also; we are getting price quotes for the trailer. That purchase looks like it will be around \$12,000.00	\$100,000.00	
Akron Tractor & Equipment Inc.	\$65,076.00	
<b>Total Cost</b>		

CC: Melanie Baker, Sandy Turk,