

A RESOLUTION AUTHORIZING AND DIRECTING THE MAYOR AND THE FINANCE DIRECTOR TO ENTER INTO AN AGREEMENT WITH AKRON TRACTOR & EQUIPMENT, INC. FOR THE PURCHASE OF A KUBOTA MODEL KX057-4R3AP EXCAVATOR AND ACCESSORY EQUIPMENT, WAIVING COMPETITIVE BIDDING, AND DECLARING AN EMERGENCY

WHEREAS, the Village is a member of the National Joint Powers Alliance (NJPA) is a municipal contracting agency that serves governmental agencies through competitively bid and awarded contract purchasing solutions that permit municipalities to take advantage of lower costs than municipalities would otherwise receive; and

WHEREAS, pursuant to the Village's Charter and state law, this Council has the authority by legislative enactment such as this Resolution to authorize a purchase through a joint purchasing program, such as NJPA; and

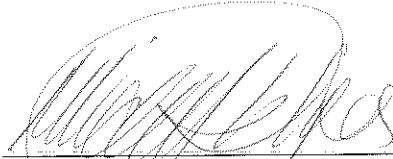
WHEREAS, through the NJPA, the Village wishes to purchase a mini-excavator for use in the Service Department from Akron Tractor & Equipment, Inc.

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 are authorized and directed to enter into an agreement with Akron Tractor & Equipment, Inc. through the NJPA, for the purchase of a Kubota Model KX057-4R3AP Excavator and accessory equipment, pursuant to the proposal incorporated in the Service Director's memo attached hereto as Exhibit "A" and incorporated herein by reference, in an amount not to exceed Sixty-Six Thousand Dollars and No Cents (\$66,000.00).
- SECTION 2. That this Council waives the requirement for competitive bidding pursuant to Section 141.03(g) of the Richfield Codified Ordinances.
- 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 all legal requirements including Section 121.22 of the Ohio Revised Code.
- SECTION 4. This Resolution is declared to be an emergency measure necessary for the immediate preservation of the public health, safety and general welfare and for the further reason that it is immediately necessary in order to put the mini-excavator into service for the benefit of the Village and Village residents 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.

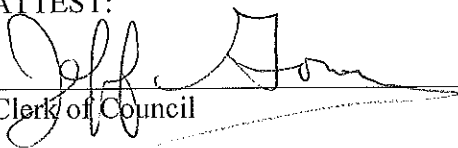
PASSED: 7-17-18



President of Council



Mayor

ATTEST:


Clerk of Council

Dated: 7/17/18