

1 RESOLUTION NO. 2013-540

First Reading Passage Requested
(M. Weant)

2
3 SPONSOR Mr. Pry

4
5 DATE December 10, 2013

COMMITTEE Public Works

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7 **A Resolution, pursuant to Section 177.19 of the Codified Ordinances of the County of**
8 **Summit, authorizing the disposal of one Vactor 2100 Series sewer cleaner truck, in an**
9 **amount not to exceed \$136,000.00, for the Executive's Department of Environmental**
10 **Services, and declaring an emergency.**

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12 WHEREAS, in Resolution No. 2008-377, County Council authorized a five-year lease of
13 a Vactor 2100 Series sewer cleaner truck ("Vactor"), financed by Key Government Finance
14 ("Lease"); and

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16 WHEREAS, the Lease is now at an end, and requires a balloon payment of \$136,000.00;
17 and

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19 WHEREAS, the County Executive has determined that disposal of the Vactor is
20 necessary and has received an offer from Best Equipment Company ("Best") to pay off the Lease
21 in an amount not to exceed \$136,000.00 and to assume ownership of the Vactor, which will
22 enable the County to dedicate those funds to immediately lease/purchase a new Vac-Con sewer
23 cleaner truck; and

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25 WHEREAS, pursuant to Section 177.19 of the Codified Ordinances of the County of
26 Summit, personal property cumulatively exceeding \$15,000.00 may be sold without a public
27 auction or sealed bids if this Council finds good cause as to why a public auction or sealed bid is
28 not warranted; and

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30 WHEREAS, this Council finds and determines, after reviewing all pertinent information,
31 that it is necessary and in the best interest of the County to authorize the disposal of the Vactor
32 by the Executive's Department of Environmental Services through a trade-in and assumption by
33 Best of the \$136,000.00 balloon payment to enable the lease/purchase of a new Vac-Con sewer
34 cleaner truck;

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36 NOW, THEREFORE, BE IT RESOLVED by the Council of the County of Summit, State
37 of Ohio, that:

38
39 SECTION 1

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41 This Council hereby authorizes, pursuant to Section 177.19 of the Codified Ordinances of
42 the County of Summit, the disposal of the Vactor 2100 Series sewer cleaner truck ("Vactor")
43 through a trade-in with Best Equipment Company ("Best"), in which Best shall pay off the
44 balloon payment of \$136,000.00 owed on the lease of the Vactor to Key Government Finance
45 and assume ownership of the Vactor, and further authorizes the Executive to execute any
46 necessary documents and certificates of title to facilitate said trade-in.
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SECTION 2

This Resolution is hereby declared an emergency in the interest of the health, safety and welfare of the citizens of the County of Summit, and for the further reason that it immediately authorizes the disposal of the old Vactor in order to lease/purchase a new Vac-Con sewer cleaner truck.

SECTION 3

Provided this Resolution receives the affirmative vote of eight members, it shall take effect immediately upon its adoption and approval by the Executive; otherwise, it shall take effect and be in force at the earliest time provided by law.

SECTION 4

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.

INTRODUCED December 10, 2013

ADOPTED December 10, 2013

[Signature]
CLERK OF COUNCIL

[Signature]
PRESIDENT OF COUNCIL

APPROVED December 11, 2013

[Signature]
EXECUTIVE

ENACTED EFFECTIVE December 11, 2013

Voice Vote: 11-0 YES: Comunale, Crawford, Feeman, Kostandaras
Kurt, Lee, Prentice, Rodgers, Roemer, Schmidt, Shapiro