

RECORD OF ORDINANCES

Ordinance No. 2018-36

Passed SEPTEMBER 17 2018

**AN ORDINANCE AUTHORIZING THE VILLAGE
ADMINISTRATOR AND FISCAL OFFICER TO CONTRACT WITH JOE WATT
AUTO SALES INC. AND PEOPLE'S BANK FOR THE PURCHASE OF TWO (2) USED
2017 FORD EXPLORER POLICE INTERCEPTORS FOR THE POLICE
DEPARTMENT, THE RESCISSION OF ORDINANCE 2018-30,
AND THE DECLARATION OF AN EMERGENCY**

WHEREAS, the Village of Baltimore Police Department is in need of additional police cruisers (interceptors) for use by the Police Department, and has located two (2) used 2017 Ford Explorer Police Interceptors available through Joe Watt Auto Sales, Inc., of Vinita, Oklahoma; and,

WHEREAS, People's Bank of Baltimore, Ohio, has committed to financing the purchase of these vehicles by the Village, pursuant to a commercial loan proposal; and,

WHEREAS, Ohio Revised Code (ORC) Section 735.052 authorizes the purchase of used equipment without competitive bidding or advertising, and ORC Section 735.051 further authorizes the purchase of supplies or materials without formal bidding and advertising in the event of a real and present emergency; and,

WHEREAS, upon the adoption of this legislation, Ordinance No. 2018-30 (An Ordinance Authorizing the Village Administrator and Fiscal Officer to Contract with First Capital Leasing Corp. for the Lease of Three (3) Used 2011 Crown Victoria Police Interceptors and One (1) Used 2011 Chevrolet Tahoe Police Edition Vehicle for the Police Department, and the Declaration of an Emergency), adopted July 23, 2018, is no longer necessary and can be rescinded; and,

WHEREAS, the Village of Baltimore has determined: that it is in need of the used police cruisers; that Finance Committee has reviewed the proposed lease arrangement and has approved the same; that formal bidding and advertising is not necessary for the reasons set forth above; and that, due to the majority of vehicles of the Police Department currently being inoperable and non-serviceable, a real and present emergency exists for the Police Department in obtaining replacement vehicles and, as a result, this legislation needs to be adopted as an emergency;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL
OF THE VILLAGE OF BALTIMORE, FAIRFIELD COUNTY,
OHIO, THREE-FOURTH'S (3/4'S) OF ITS MEMBERS CONCURRING:

SECTION 1: The Village Administrator and Fiscal Officer are hereby authorized to enter into a purchase agreement with Joe Watt Auto Sales Inc. for the purchase of two (2) used 2017 Ford Explorer Police Interceptors for an amount not to exceed \$60,000.00, without competitive bidding or advertising as authorized per Sections 735.052 and 735.051 of the Ohio Revised Code. A copy of the purchase proposal from Joe Watt Auto Sales shall be attached hereto and incorporated herein.

SECTION 2: The Village Administrator and Fiscal Officer are hereby authorized to enter into a commercial loan agreement with People's Bank of Baltimore, Ohio, for the financing of the purchase of the above two (2) vehicles, for a loan amount not exceeding \$60,000.00 and an annual interest rate not exceeding three percent (3%). A copy of the commercial loan commitment from People's Bank shall be attached hereto and incorporated herein.

SECTION 3: In addition, the Village Administrator and Fiscal Officer are hereby authorized to expend the following amounts in preparing the vehicles for service by the Police Department: 1) installation of striping and decals in an amount not exceeding \$500.00 per vehicle; and 3) installation of required radios in an amount not exceeding \$500.00 per vehicle.

SECTION 4: Upon the adoption of the instant legislation, Ordinance No. 2018-30, adopted July 23, 2018, is no longer necessary and is hereby rescinded.

RECORD OF ORDINANCES

Ordinance No. 2018-36

Passed SEPTEMBER 17 2018


SECTION 5: For the reasons noted in the preamble, this ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, morals, and welfare of the citizens of Baltimore, Ohio. This ordinance shall become effective upon its passage by Council.



Brad Nicodemus, Mayor

DATE OF PASSAGE: 9-17-2018

EFFECTIVE DATE: 9-17-2018

ATTEST: 

Brian Bibler, Fiscal Officer

SPONSOR: **KELLER**

APPROVED AS TO FORM: 

Jeffrey Feyko, Village Solicitor

CERTIFICATE OF AVAILABILITY OF FUNDS

I certify that the money required to meet this contract has hereby been lawfully appropriated for such purpose and is in the treasury or in the process of collection to the credit of this fund, free from any previous obligation or certification as required by Ohio Revised Code 5705.01 to 5705.47.

9/17/18

Date



Brian Bibler, Fiscal Officer