

**RESOLUTION NO. R-17-04**

**AUTHORIZING A CONTRACT TO PURCHASE LANDFILL EQUIPMENT WITHOUT FORMAL BIDDING ADVERTISING DUE TO A REAL AND PRESENT EMERGENCY, AND DECLARING AN EMERGENCY**

WHEREAS, Council finds that a real and present emergency exists in connection with the operation of the City's Landfill due to the mechanical breakdown of a landfill Compactor; and


WHEREAS, O.R.C. 735.051 provides that in the case of a real and present emergency arising in connection with the operation and maintenance the department of public service, the Director of Public Service may be authorized, by a two-thirds vote of all of the members elected to Council, to enter into a contract for the purchase of supplies or materials without formal bidding and advertising.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON, STATE OF OHIO:


Section 1. That the Director of Public Service be, and he hereby is, authorized to contract without formal bidding and advertising for the purchase of landfill equipment to replace the Compactor within appropriations therefore, the total cost estimated to exceed the sum of \$50,000.

Section 2. That this resolution is hereby declared to be an emergency measure necessary to the immediate preservation of the public health, safety and welfare of the City and its inhabitants, due to the importance of constantly maintaining equipment necessary to operate the landfill, and accordingly, shall be in full force and effect immediately upon its passage.

Passed this 5th day of January, 2017.

  
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President of Council

ATTEST:

  
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Clerk of Council

Approved by me this 5th day of January, 2017.

  
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Mayor