



RESOLUTION R-07-2021

A RESOLUTION TO WAIVE THE COMPETITIVE BIDDING REQUIREMENT AS SET FORTH IN SECTION 9.04 (C) OF THE NEW ALBANY CHARTER AND AUTHORIZE THE CITY MANAGER TO ENTER INTO A PURCHASE AGREEMENT WITH THE ATMAX EQUIPMENT COMPANY FOR THE PURCHASE OF A MOWERMAX BOOM MOWER AT A COST NOT TO EXCEED \$175,000

WHEREAS, the City of New Albany is in need of a boom mowing tractor to replace an existing, outdated unit that is nearing the end of its useful life; and

WHEREAS, the service department will use the boom mowing tractor for maintaining vegetation along steep embankments and drainage ditches within the city right-of-way; and

WHEREAS, ODOT obtained competitive pricing for boom mowing tractors through an invitation to bid contract, specifically invitation number 099A-20; and

WHEREAS, the Atmax Equipment Company is an approved vendor on the ODOT invitation contract offering the lowest and best price for a MowerMax Boom Mower; and

WHEREAS, the ODOT invitation contract was not bid as part of the ODOT Cooperative Purchasing Program, therefore the city cannot purchase the MowerMax Boom Mower through the ODOT process; and

WHEREAS, the Atmax Equipment Company has offered to sell a MowerMax Boom Mower unit to the city at the ODOT competitive price; and

WHEREAS, council can waive competitive bidding requirements in order to serve the best interest of the city; and

WHEREAS, funding for the purchase of a replacement boom mower tractor was approved in the 2021 Capital Equipment Replacement Budget and provided for in the Annual Appropriations Ordinance.

NOW, THEREFORE, BE IT RESOLVED by Council for the City of New Albany, Counties of Franklin and Licking, State of Ohio, that:

Section 1: The City of New Albany hereby waives the competitive bidding requirement as set forth in section 9.04(C) of the New Albany Charter and authorize the city manager to enter into a

purchase agreement with the Atmax Equipment Company for the purchase of a MowerMax Boom Mower at a cost not to exceed \$175,000

Section 2. It is hereby found and determined that all formal actions of council concerning and relating to the adoption of this legislation were adopted in an open meeting of the council, and that all deliberations of the council and or 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 of the Ohio Revised Code, and further pursuant to Ohio General Assembly 133 – House Bill 404 effective November 22, 2020.

Section 3. Pursuant to Article 6.07(A) of the New Albany Charter, this resolution shall take effect upon adoption.

CERTIFIED AS ADOPTED this 14 day of Feb, 2021.

Attest:


Sloan T. Spalding
Mayor


Jennifer H. Mason
Clerk of Council

Approved as to form:


Mitchell H. Banchetsky
Law Director

Legislation dates:

Prepared:	02/05/2021
Introduced:	02/16/2021
Revised:	
Adopted:	02/16/2021
Effective:	02/16/2021