



## Legislation Details (With Text)

**File #:** O-356-23      **Version:** 2      **Name:**  
**Type:** Ordinance      **Status:** Approved  
**File created:** 6/13/2023      **In control:** Public Service Department  
**On agenda:** 6/27/2023      **Final action:** 6/27/2023  
**Title:** Authorizing the Mayor to enter into an agreement with Southeastern Equipment Company for the repair of a Case bulldozer and a Volvo 220 excavator; authorizing the expenditure of an amount not to exceed \$50,000 from the General Fund; waiving the competitive procurement requirements of TMC Section 187; and declaring an emergency.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Video: City Council 6/27/2023, 2. Video: Agenda Review 6/20/2023

Date	Ver.	Action By	Action	Result
6/27/2023	2	City Council	Suspension	Pass
6/27/2023	2	City Council	Emergency	Pass
6/27/2023	2	City Council	Passage	Pass

DPS Equipment Repair \$50,000  
Urban Beautification  
Robson (x2306)/Kennedy (x1234)  
Revised

**Authorizing the Mayor to enter into an agreement with Southeastern Equipment Company for the repair of a Case bulldozer and a Volvo 220 excavator; authorizing the expenditure of an amount not to exceed \$50,000 from the General Fund; waiving the competitive procurement requirements of TMC Section 187; and declaring an emergency.**

**SUMMARY & BACKGROUND:**

The Case bulldozer is a large machine used by Urban Beautification for the removal of blight in the community, and is used routinely by the field operations for heavy debris work orders. This the sole piece of equipment of its kind for the Division, and therefore, serves a critical purpose in the removal of blight.

The Volvo 220 excavator is a large machine used by Urban Beautification for the removal of blight in the community, and is used opposite of the bulldozer on work orders. This excavator moves the heavy debris for the bulldozer, and they work in tandem on these large debris sites. Both machines are viable for continued use and operation, and do not pose a significant replacement cost past the repairs needed with this legislation.

NOW, THEREFORE, Be it ordained by the Council of the City of Toledo:

SECTION 1. That the Mayor is authorized to enter into an agreement with Southeastern Equipment Company for the repair of a Case bulldozer and a Volvo 220 excavator, upon terms and conditions acceptable to the Director of Public Service and the Director of Law.

SECTION 2. That an expenditure of an amount not to exceed \$50,000 is authorized from the General Fund, Account Code 1001-27100-5634003STDSTD, for the repair of a Case bulldozer and a Volvo 220 excavator for the division of Urban Beautification

SECTION 3. That this Council finds and determines it is in the best interest of the City to waive the competitive bidding requirements of TMC Chapter 187 for the reasons that Southeastern Equipment Company is an established vendor with the City for the procurement and repair of field service equipment, and the reliability and expeditious deliverable of the machines returning to the operations promptly. Both machines have been assessed by Southeastern for repair. As part of the assessment, disassembly of the machines was needed to qualify all major castings. The assessment produced the industry opinion of repair over replacement.

SECTION 4. That the Finance Director is authorized to draw warrant or warrants against the above Account Code in an amount not to exceed \$50,000 in payment of all above-authorized obligations upon presentation of proper voucher or vouchers.

SECTION 5. That this Ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage. The reason for the emergency lies in the fact that the same is necessary for the immediate preservation of the public peace, health, safety and property, and for further reason that the Ordinance must be immediately effective in order to allow the timely repair of equipment which has been removed from public service.

Vote on emergency clause: yeas 10, nays 0.

Passed: June 27, 2023, as an emergency measure: yeas 10, nays 0.

Attest:

Gerald E. Dendinger  
Clerk of Council

Matt Cherry  
President of Council

Approved:

June 27, 2023  
Wade Kapszukiewicz  
Mayor