

**ORDINANCE NO. 1263**

**AN ORDINANCE AUTHORIZING THE MAYOR AND/OR CITY ADMINISTRATOR TO EXECUTE A CONTRACT WITH HENDERSON TURF AND WEAR, INC. OF MILWAUKIE, OREGON FOR THE PURCHASE OF ONE (1) EXCEL HUSTLER 4800 DIESEL MOWER WITH HIGH LIFT KIT FOR THE CANBY PARKS DEPARTMENT; AND DECLARING AN EMERGENCY.**

**WHEREAS**, the City of Canby wishes to purchase one (1) Excel Hustler 4800 diesel mower with high lift kit for the Canby Parks Department, and

**WHEREAS**, the cost of the vehicle and equipment will be paid by the Canby Parks Department with funds budgeted and approved for this purpose in the 2007-2008 fiscal year budget; and

**WHEREAS**, in accordance with ORS Chapter 279 and Canby Public Purchasing Rules as set forth in Ordinance No. 1170 and Resolution No. 897, three written bids were obtained for the purchase of the mower as follows:

1. Henderson Turf and Wear, Inc, of Milwaukie, OR	\$25,251.72
2. Linn Benton Tractor Company of Tangent, OR	\$25,375.00
3. Keizer Outdoor Power of Keizer, OR	\$32,143.00

**WHEREAS**, Henderson Turf and Wear, Inc., of Milwaukie, Oregon submitted the lowest quote of \$25,251.72 for the vehicle; and


**WHEREAS**, the City Council meeting and acting as the Contract Review Board for the City of Canby has reviewed this quote, reviewed the staff report and believes it to be in the best interest of the City to purchase this vehicle from Henderson Turf and Wear, Inc.; and

**THE CITY OF CANBY ORDAINS AS FOLLOWS:**

Section 1. The Mayor and/or City Administrator are hereby authorized and directed to make, execute and declare in the name of the City of Canby and on its behalf, an appropriate contract with Henderson Turf and Wear of Milwaukie, Oregon for the purchase of one (1) Excel Hustler 4800 diesel mower with high lift kit for the Canby Parks Department for a total of \$25,251.72.

Section 2. In so much as it is in the best interest of the citizens of the City of Canby, Oregon to provide the Parks Department with this vehicle without further delay, and to better serve the citizens of Canby, an emergency is hereby declared to exist and this ordinance shall therefore take effect immediately upon its enactment after final reading.

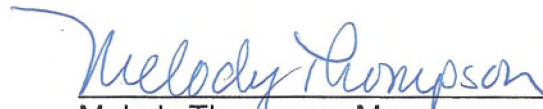
**SUBMITTED** to the Canby City Council and read the first time at a regular meeting thereof on November 21, 2007, and ordered posted in three (3) public and conspicuous places in the City of Canby as specified in the Canby City Charter and to come before the City Council for final reading and action at a regular meeting thereof on December 5, 2007, commencing at the hour of 7:30 P.M. in the Council Meeting Chambers at 155 NW 2<sup>nd</sup> Avenue in Canby, Oregon.

  
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Kimberly Scheafer, CMC  
City Recorder - Pro Tem

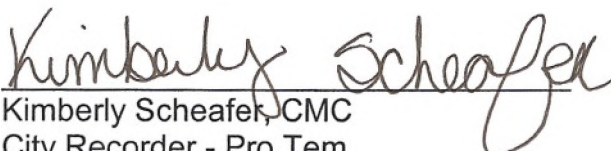
**PASSED** on second and final reading by the Canby City Council at a regular meeting thereof on the 5<sup>th</sup> day of December, 2007, by the following vote:

YEAS 6

NAYS 0

  
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Melody Thompson, Mayor

**ATTEST:**

  
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Kimberly Scheafer, CMC  
City Recorder - Pro Tem