

**ORDINANCE NO. 1318**

**AN ORDINANCE AUTHORIZING THE MAYOR AND CITY ADMINISTRATOR TO EXECUTE A CONTRACT WITH OWEN EQUIPMENT FOR THE PURCHASE OF ONE (1) 2009 ELGIN CROSSWIND J STREET SWEEPER FOR THE CANBY PUBLIC WORKS DEPARTMENT AND A CONTRACT WITH FORD MOTOR CREDIT FOR A FIVE (5) YEAR LEASE PURCHASE OF THE STREET SWEEPER, AND DECLARING AN EMERGENCY.**

**WHEREAS**, the City of Canby wishes to purchase one (1) 2009 Elgin Crosswind J Street Sweeper for the Canby Public Works Department; and

**WHEREAS**, the cost of the street sweeper, financed through Ford Motor Credit Company through a five year municipal lease purchase contract, will be paid by the Canby Public Works Department through revenues of which the annual debt service payment(s) has been budgeted for the fiscal year 2009-2010 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, Exhibit A, Section 5, G (18), the City wishes to utilize an existing solicitation from another governmental agency; and

**WHEREAS**, in January, 2009, King County, Washington awarded Owen Equipment Company a contract to supply the aforementioned Elgin Crosswind Sweeper for the prices specified in ITB 1352-08 OLB; and

**WHEREAS**, King County, Washington in its solicitation ITB 1352-08 OLB authorized other governmental agencies to utilize their solicitation for the subject street sweeper; and

**WHEREAS**, The Canby Public Works Department in consultation with Fleet Services Department selected the base sweeper along with options needed to provide the City or Canby with an efficient sweeping unit; and

**WHEREAS**, the City Council meeting and acting as the Contract Review Board for the City of Canby has reviewed the Owen Equipment quote and the Ford Motor Credit municipal lease purchase contract, reviewed the staff report and believes it to be in the best interest of the City to purchase this vehicle from Owen Equipment with funding provided through a municipal lease from Ford Motor Credit Company; now therefore


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

Section 1. The Mayor and 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 purchase contract with Owen Equipment Inc. for the purchase of one (1) 2009 Elgin Crosswind Street Sweeper for the quoted amount of \$192,223.50.

Section 2. The Mayor and 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 Municipal Lease Purchase Contract with Ford Motor Credit Company for the revenue to purchase the Elgin Crosswind Street Sweeper referenced in Section 1 of this Ordinance.

Section 3. In so much as it is in the best interest of the citizens of the City of Canby, Oregon to provide the Public Works 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 August 19<sup>th</sup>, 2009, 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 September 2<sup>nd</sup>, 2009, commencing at the hour of 7:30 P.M. in the Council Meeting Chambers located at 155 NW 2<sup>nd</sup> Avenue.

  
Kimberly Scheafer, CMC  
City Recorder

**PASSED** on second and final reading by the Canby City Council at a regular meeting thereof on the 2<sup>nd</sup> day of September, 2009, by the following vote:

YEAS 4

NAYS 0

Melody Thompson  
Melody Thompson, Mayor

**ATTEST:**

Kimberly Scheafer  
Kimberly Scheafer, CMC  
City Recorder