

**ORDINANCE NO. 1512**

**AN ORDINANCE AUTHORIZING THE MAYOR AND/OR CITY ADMINISTRATOR TO EXECUTE A CONTRACT WITH HMS COMMERCIAL SERVICE, INC. FOR HVAC IMPROVEMENTS FOR THE CANBY SWIM CENTER; AND DECLARING AN EMERGENCY.**

**WHEREAS**, the City of Canby wishes to make improvements to the HVAC system at the Swim Center and replace the control system and heat exchanger; and

**WHEREAS**, the cost of the system will be paid by the City of Canby Swim Center Levy fund with funds budgeted and approved for this purpose in the 2019-2020 fiscal year budget; and

**WHEREAS**, in accordance with ORS Chapter 279 and Canby Public Purchasing Rules, three written bids were obtained for the HVAC improvements:

- |                                      |              |
|--------------------------------------|--------------|
| 1. HMS Commercial Service, Inc.      | \$115,706.00 |
| 2. Hydro-Temp Mechanical, Inc.       | \$116,740.00 |
| 3. TCMS-A Trotter and Morton Company | \$119,114.00 |

**WHEREAS**, HMS Commercial Service submitted the lowest quote of \$115,706.00 for HVAC improvements; and

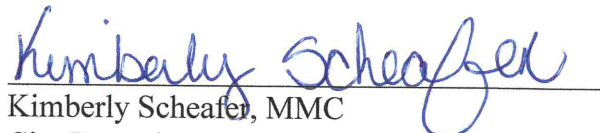
**WHEREAS**, the City Council meeting and acting as the Contract Review Board for the City of Canby has reviewed this quote, reviewed the staff report and believes it to be in the best interest of the City to contract with HMS Commercial Service, Inc.

**NOW, THEREFORE, 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 HMC Commercial Service, Inc. for HVAC improvements for the Canby Swim Center for a total of \$115,706.00.

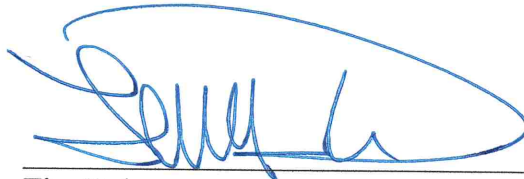
Section 2. In so much as it is in the best interest of the citizens of the City of Canby, Oregon to provide the Canby Swim Center with HVAC improvements without further delay, and to better serve the citizens of Canby, an emergency is hereby declared to exist and this ordinance shall therefore take effect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

**SUBMITTED** to the Canby City Council and read the first time at a regular meeting thereof on Wednesday, May 15, 2019, and ordered posted in three (3) public and conspicuous places in the City of Canby as specified in the Canby City Charter and scheduled for second reading before the City Council for final reading and action at a regular meeting thereof on Wednesday, June 5, 2019, commencing at the hour of 7:00 p.m. in the Council Meeting Chambers located at 222 NW 2<sup>nd</sup> Avenue, 1<sup>st</sup> Floor, Canby, Oregon.

  
\_\_\_\_\_  
Kimberly Scheafer, MMC  
City Recorder

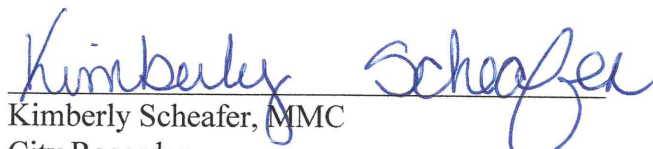
**PASSED** on the second and final reading by the Canby City Council at a regular meeting thereof on the 5<sup>th</sup> day of June 2019 by the following vote:

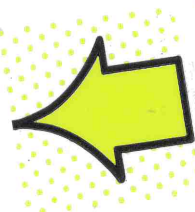
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\_\_\_\_\_  
Tim Dale  
Council President

ATTEST:

  
\_\_\_\_\_  
Kimberly Scheafer, MMC  
City Recorder



**AFFIDAVIT OF POSTING**

**STATE OF OREGON** )  
)  
**County of Clackamas** ) ss:  
)  
**CITY OF CANBY** )

I, Kimberly Scheafer, being first duly sworn, depose and say that I am the City Recorder for the City of Canby, Clackamas County, Oregon, a City duly incorporated under and by virtue of the laws of the State of Oregon.

That on the 15<sup>th</sup> day of May 2019 the Council for said City of Canby held a Regular City Council Meeting, at which meeting Ordinance No. 1512 was read for the first time and passed by the vote of said Council and was then and there ordered posted in at least three (3) public and conspicuous places in said City for a period of five (5) days prior to the second reading and final vote on said Ordinance, as provided in Section 2 of Chapter 8 of the Charter of the City of Canby, and

Thereafter, on the 16<sup>th</sup> day of May 2019, I personally posted said Ordinance in the following three (3) conspicuous places, all within the said City of Canby, to wit:

- 1. Canby Civic Building Bulletin Board (Upstairs)
- 2. Canby Civic Building Bulletin Board (Downstairs)
- 3. Canby Post Office
- 4. City of Canby Web Page

That since said posting on the date aforesaid, the said Ordinance will remain posted in the said three (3) public and conspicuous places continuously for the period of five (5) days and until the very 5<sup>th</sup> day of June 2019.

*Kimberly Scheafer*  
\_\_\_\_\_  
Kimberly Scheafer, MMC  
City Recorder

Subscribed and sworn to before me this 16<sup>th</sup> day of May 2019.

*Erin Elizabeth Burckhard*  
\_\_\_\_\_  
Notary Public For Oregon  
My Commission Expires: 9/4/2022

