

ORDINANCE 21 - 2024

AN ORDINANCE AMENDING ORDINANCE NO. 9-2024 TO WITHDRAW THE CONTRACT ADDENDUM FROM THE BID AWARD TO A&S TRUCK SALES AND SERVICE, LLC, TO REDUCE THE TOTAL MONETARY AMOUNT OF THE CONTRACT AWARD, AND DECLARING AN EMERGENCY.

WHEREAS, pursuant to Ordinance No. 3-2024 advertisement for bids for the purchase of a new dump truck occurred with three bids having been timely received; and

WHEREAS, the bid of A&S Truck Sales and Service, LLC (Ohio entity no. 4422860), d/b/a as Austinburg Truck Center, for a Mack GD642 cab chassis and dump body was the lowest and best bid at the base price of One Hundred Eight Thousand, Nine Hundred Ninety-Nine Dollars and Zero Cents (\$108,999.00 USD); and

WHEREAS, Ordinance No. 9-2024 awarded the contract to A&S Truck Sales and Service, LLC; and

WHEREAS, the bid award also included an Addendum in the sum of Fifty-Three Thousand, Five Hundred Thirty-Three Dollars and Six Cents (\$53,533.06 USD), for a plow/salt package; and

WHEREAS, A&S delivered the Mack chassis and body; and

WHEREAS, prior to A&S's performance as related to the delivery of the plow/salt package, the company was acquired by another company; and

WHEREAS, the acquiring company informed the Administration that it would not honor the contract for the plow/salt package and that it was free to contract directly with the subcontractor for the package; and

WHEREAS, the Administration contacted the subcontractor for the plow/salt package and it has agreed to deliver that package for the same monetary amount of Fifty-Three Thousand, Five Hundred Thirty-Three Dollars and Six Cents (\$53,533.06 USD); and

WHEREAS, in order to timely complete the outfitting of the new truck, the Council desires to amend Ordinance No. 9-2024 to withdraw the Addendum award to A&S for the plow/salt package due to its inability to perform and/or non-performance.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF MADISON, COUNTY OF LAKE AND STATE OF OHIO:

SECTION 1. The bid of A&S Truck Sales and Service, LLC, d/b/a as Austinburg Truck Center, for the purchase of a Mack GD642 chassis and dump body in the total sum of One Hundred Sixty-Two Thousand, Five Hundred Thirty-Two Dollars and Six Cents (\$162,532.06 USD) is hereby amended due to the company's inability to perform and/or non-performance of the contract Addendum by the sum of Fifty-Three Thousand, Five Hundred Thirty-Three Dollars and Six Cents (\$53,533.06 USD), and, the award of the contract Addendum is and shall be withdrawn and held for naught.

SECTION 2. That the Mayor is hereby authorized to enter into a contract with Shermans Welding & Equipment for the purchase of the plow/salt package as originally awarded by Ordinance No. 9 - 2024 for the sum of Fifty-Three Thousand, Five Hundred Thirty-Three Dollars and Six Cents (\$53,533.06 USD), and not to exceed that amount.

SECTION 3. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including §121.22 of the Ohio Revised Code.

SECTION 4. That this Ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, welfare and safety of the inhabitants of this Village and further to immediately contract in furtherance of the timely delivery of equipment necessary to the public health, safety and welfare; wherefore, this Ordinance shall take effect and be in force from and immediately upon its passage.

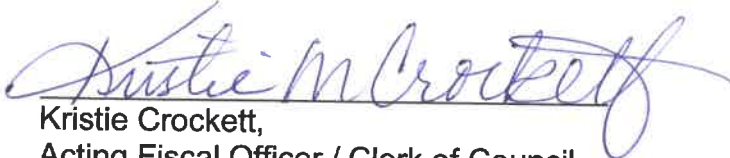
PASSED:



Mark V. Vest,
President of Council

1st Reading: 7-22-2024

Attested:



Kristie Crockett,
Acting Fiscal Officer / Clerk of Council

Approved:



Sam Britton, Jr.,
Mayor

7/22/2024
Date



216-570-9348 / 440-466-2431
www.shermanswelding.com
Mike@shermanswelding.com

Sherman's Welding & Equipment
2730 Walter Main Rd.
Geneva, Ohio 44041

Estimate

Date	Estimate #
2/20/2024	8495
Madison Village 33 East Main St. Madison, Ohio 44057	
FOB	Origin-Collect Geneva, Ohio 44041

Terms	Due Date	Rep	P.O. No.
Net 30			

Description	Qty	U/M	Rate	Total
-Install 10' L X 36" H Full Trip Snow Plow , Plow Hitch, Under T/G Sprader, and Central Hydraulic System For Madison Village ATTN: Rich Giffin -Install on Customer's MD6 With Existing Carbon Steel Dump Body -Install Buyers Products Stainless Steel Under Tailgate Salt Spreader with Shields -Install Buyers Products 10' x 36" Carbon Steel (Orange) Full Trip / Swivel Municipal Snow Plow with Drop Pin Hitch -Plow Markers and Deflectors -Buyers Products Central Hydraulic System 6 Func with 30 Gal Reservoir -Steel Splash Gaurds -Plow Lights (Mounted on Hood Of Truck) -Salt Spreading Road Flood Light -Curb Gaurds (Plow) ****No Plow Shoes**** -Install 8 Strobe Lights (Amber) 2 Rear Facing in Back Posts, 2 Rear Facing on Bulkhead, 2 Forward Facing on Cab Protector, 2 Side Facing (1 LH and 1 RH Facing) on Bulkhead				53,533.06

Due to extreme market instability, all prices and availability on steel, aluminum and stainless products are subject to change without notice. All quotes and inventory to be confirmed at time of order entry. Under no circumstances can any quote be honored after 5 days

*Orders in excess of \$10,000 may require a deposit with the order.
 *Please sign and return this quote to mike@shermanswelding.com

*SW&E, LLC assumes no responsibility for product design. All product design and functionality is the responsibility of our customers.
 *30 Day Warranty limited to repair or replacement at SW&E, LLC discretion.

Quotes may not include applicable delivery fees or charges.

Subtotal \$53,533.06

Sales Tax (0.0%) \$0.00

Total \$53,533.06

X 

Date: 7-22-2024