

ORDINANCE NO. 03-59 AC CMS

AN ORDINANCE ACCEPTING THE BID OF NORTH COAST LIFT TRUCK, INC., OF MENTOR, OHIO, FOR THE PURCHASE OF A FORKLIFT FOR THE OBERLIN MUNICIPAL LIGHT & POWER SYSTEM AND DECLARING AN EMERGENCY

BE IT ORDAINED by the Council of the City of Oberlin, County of Lorain, State of Ohio, five-sevenths (5/7ths) of all members elected thereto concurring:

SECTION 1. That the bid of North Coast Lift Truck, Inc., of Mentor, Ohio, for the purchase of a forklift for the Oberlin Municipal Light & Power System, being the lowest and best bid submitted, is hereby accepted, and the City Manager is hereby authorized and directed to enter into a contract accordingly, said bid being in the amount of \$17,890.00.

SECTION 2. It is hereby found and determined that all formal actions of this Council concerning or relating to the adoption of this ordinance were adopted in an open meeting of this Council and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 3. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health or safety of the citizens of the City of Oberlin, Ohio, or to provide for the usual daily operation of a municipal department, to wit:

"to accept a pending bid prior to its expiration date" and shall take effect immediately upon passage.

PASSED: 1st Reading – August 18, 2003 (E)
 2nd Reading –
 3rd Reading –

ATTEST:


CLERK OF COUNCIL


CHAIR OF COUNCIL

POSTED: August 19, 2003

EFFECTIVE DATE: August 19, 2003

NOTICE OF AWARD

To: North Coast Lift Truck, Inc.

9449 Mercantile Dr.

Mentor, Ohio 44060

The City of Oberlin, Ohio, having considered the Bid submitted by you for forklift truck in response to the Advertisement for Bids dated July 1, 2003 and July 8, 2003 and in the amount of \$17,890.00 does hereby notify you that your bid has been accepted by City Ordinance No. 03-59 AC CMS.

The following variations from the Specifications and Bid Instructions have been allowed:

None

You are required to execute the Agreement within ten (10) calendar days from the date of this Notice to you. If you fail to execute said Agreement within ten (10) calendar of the date of this Notice, the City of Oberlin will be entitled to consider all your rights arising out of the City's acceptance of your Bid as abandoned and as a forfeiture of your Bid Bond. The City of Oberlin will also be entitled to such other rights as may be granted by law.

City of Oberlin, Ohio

By: 

Title: City Manager

Date: 8/26/03

Acceptance of Notice of Award

Receipt of the above Notice of Award is hereby acknowledged by

North Coast Lift Truck, Inc., this 5 day of September, 2003.

By: 

Title: Sales Manager

AGREEMENT

This Agreement, made this 18th day of August, 2003, by and between
the City of Oberlin, Ohio, hereinafter called the "Owner", acting herein through its City Manager,
and North Coast lift Truck, Inc, a corporation, ~~a partnership, or an individual,~~
(strike out inapplicable terms), doing business at 9449 mercantile Drive
_____ of the City of Mentor, County of Lake, and State of Ohio,
hereinafter called the "Contractor".

WITNESSETH. That for and in consideration of the payments and agreement
hereinafter mentioned:

1. The Contractor will furnish and deliver: G18S-3 Daewoo Forklift Truck
_____ with the following variations
from the specifications and contract documents herein: None

_____ within the number of calendar days specified in contractor's bid submittal from the date of the
Notice of Award for the sum of: Seventeen thousand eight hundred and ninety dollars
(\$17,890.00)

2. The term "Contract Documents" means and includes, but may not be limited to, the
following:

- a) Advertisement for Bids
- b) Instructions to Bidders
- c) Bid
- d) Bid Bond
- e) Delinquent Personal Property Tax Affidavit
- f) Notice of Award
- g) Agreement
- h) Specifications

i) Addenda:

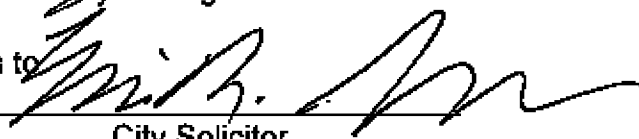
No. _____, dated _____, 2003
No. _____, dated _____, 2003.
No. _____, dated _____, 2003.

3. The Owner will pay to the Contractor in the manner and at such times as set forth in the Contract Documents, such amounts as required by this Agreement.
4. This Agreement shall be binding upon all parties hereto and their respective heirs, executors, administrators, successors, and assigns.

IN WITNESS WHEREOF, the parties hereto have executed, or caused to be executed by their duly authorized officials, this Agreement in four (4) copies, each of which shall be deemed an original on the date first written above.

Owner: City of Oberlin, Ohio

By: 
City Manager

Approved as to
form: 
City Solicitor

(Seal)

ATTEST:

City Clerk

Witness

Contractor: North Coast Lift Truck, Inc.

By: 

Title: Sales Manager

Address: 9449 Mercantile Drive Mentor, Oh 44060

(Seal)

ATTEST:

(Secretary, if Corporation)

Witness

OMLPS PNEUMATIC TIRE FORKLIFT TRUCK SPECIFICATIONS

3,500 lbs. Basic Capacity @ 24" Load Center

FUEL

LPG Operation Less Tank

Mitsubishi 4G63, 2.0L (122 cid) Engine or Comparable

- Internally balanced for smooth operation
- Overhead cam and cross-flow cylinder head
- Electronic shift control
- Two Pedal Inch-Brake System

188"

Maximum Fork Height Triple Stage Mast

85"

Overall Height Lowered Mast

36"

Free Lift

36"

Overall Width, Class II ITA Hook Type Side Shifting Fork Carriage w/ Fork Positioner

48"

High Load Back Rest

84"

Overall Height Driver's Overhead Guard

Isolated Operator Cell mounted on rubber isolation mounts.

Operator Restraint System

TILT

6 degrees Back, 6 Degrees Forward Mast Tilt

42"

Long Pallet Forks (4" wide x 1.5" thick)

TIRES

Air Filled Pneumatic Style Drive & Steer Tires

Size: Rear (6.5 x 10-10 PR), Front (5.0 x 8-8 PR)

Minimum Ground Clearance @ center of wheelbase must be at least 6".

OTHER

Two Headlights

Tail Lights

One Amber Strobe Light

One Backup Alarm

THREE YEAR WARRANTY

Wheel Base - Not to exceed 56"

Width - Not to exceed 43"

Length - Not to exceed 92"