

CITY OF BROOK PARK, OHIO

P/C \_\_\_\_\_  
CA Spec 7-27-23  
1st R \_\_\_\_\_  
2nd R \_\_\_\_\_  
3rd R \_\_\_\_\_  
B/C \_\_\_\_\_

ORDINANCE NO: 11348-2023

INTRODUCED BY: MAYOR ORCUTT

AN ORDINANCE

AUTHORIZING THE MAYOR TO TRADE-IN THE CITY'S TWO HUSTLER TRIMSTAR  
48 INCH MOWERS, AND PURCHASE A NEW 72 INCH HUSTLER SUPER-Z  
HYPERDRIVE MOWER AND FLEX FORKS AND DECLARING AN EMERGENCY

NOW THEREFORE, BE IT ORDAINED, by the Council of the City of  
Brook Park, State of Ohio, that:

SECTION 1: The Mayor is hereby authorized to trade-in two  
Hustler Trimstar 48 inch mowers.

SECTION 2: The trade-in value of each of the mowers is  
\$1,750.00 and the quote for the trade in allowance is attached hereto  
and incorporated herein as Exhibit "A".

SECTION 3: The Mayor is hereby authorized to enter into a  
contract with Baker Vehicle Systems, though Sourcewell contract  
#031121-HTE for a new Hustler Super Z HyperDrive mower for a price  
not to exceed \$14,416.00, and flex forks for \$419.00 as further  
illustrated in Exhibit "A".

SECTION 4: The money needed for the aforesaid transaction shall  
be paid from fund 401-342 (Capital), and shall not exceed \$11,335.00  
(\$14,835.00 less \$3,500.00 trade-in).

SECTION 5: 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 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 6: This Ordinance is hereby declared to be an emergency  
measure immediately necessary for the preservation of the public  
peace, health, safety and welfare of said City, and authorizing the

RECEIVED

JUL 24 2023

Mayor to trade in two mowers, and purchase a new mower and flex forks, therefore, provided this ordinance receives the affirmative vote of at least five (5) members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, from and after the earliest period allowed by law.

PASSED:

July 27, 2023

Richard A. Smith  
PRESIDENT OF COUNCIL

ATTEST:

Carol Johnson  
CLERK OF COUNCIL

APPROVED:

Ed M. Smith  
MAYOR

7-27-23

DATE

**CERTIFICATE**

Carol Johnson, Clerk of Council, of the City of Brook Park, Ohio, do hereby certify that the foregoing is a true and accurate copy of Ordinance / Resolution

No. 11348-2023

passed on the 27 day of JULY  
20 23 by said council.

Carol Johnson  
Clerk of Council

I, Carol Johnson, Clerk of Council for the City of Brook Park, State of Ohio, do hereby certify that there is no newspaper of general circulation in the municipality and that publication of the foregoing ordinances/resolutions was made by posting true copies at five of the most public places in said municipality as determined by Ordinance No. 4838-1975; location City Hall 6161 Engle Road, Police Station 17401 Holland Road, #2 Fire Station 22530 Ruple Parkway, #3 Fire Station 17401 Holland Road, Brook Park Library 6165 Engle Road, for a period of fifteen days.

commencing

7-28-23

Carol Johnson  
CAROL JOHNSON  
Clerk of Council

|             | Yea                                 | Nay                      |
|-------------|-------------------------------------|--------------------------|
| Troyer      | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Mencini     | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Roberts     | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Scott       | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Coyne       | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Polindexter | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Salvatore   | <input checked="" type="checkbox"/> | <input type="checkbox"/> |

I HEREBY APPROVE THE WITHIN  
INSTRUMENT AS TO LEGAL FORM  
AND CORRECTNESS.

Don P. Smith  
DIRECTOR OF LAW

30C

EXHIBIT  
"A"

DATE: 7-14-23

PRICE QUOTE BY:

COMPANY: Baker

DATE:

ADDRESS: Vehicles

ORDERED BY:

Jol Reneds

P.O.#

PHONE NO.

AREA WHERE PRODUCT USED:

VENDOR 2:

Capital 342 Parks

VENDOR 3:

Sourcewell Contract # 031121-HTE

| AMOUNT   | DESCRIPTION              | DEPT. | PRICE EA. | TOTAL                 |
|--|--------------------------|-------|-----------|-----------------------|
| 1  | Hustler Super Z Mower    |       |           | 14416 <sup>00</sup>   |
|  | 72" cut                  |       |           |                       |
|  | Flex Forks               |       |           | 419 <sup>00</sup>     |
|  | Trade in Units ↓         |       |           |                       |
| 1  | Hustler Trimstar 48" cut |       |           | 1750 <sup>00</sup>    |
| 1  | Hustler Trimstar 48" cut |       |           | 1750 <sup>00</sup>    |
|  |                          |       |           |                       |
|  |                          |       |           | \$11335 <sup>00</sup> |
| <p>Note: Legislation needed<br/>for (2) trade ins.</p> <p>see attached quote</p> |                          |       |           |                       |

# QUOTATION

## BAKER VEHICLE SYSTEMS INC.

9035 Freeway Drive • Macedonia, OH 44056

Phone: 330-467-2250 • Fax: 330-467-8308

Serving Golf, Turf & Industry since 1940

TO: City of Brook Park  
6161 Engle Rd  
Brook Park, OH 44142

DATE: 3/14/2023

ATTN: John Pensis

Prices quoted are those in effect at the time of quotation. This quotation is subject to acceptance within 15 days.

| SALESPERSON | F.O.B     | DELIVERY  | PAYMENT TERMS |
|-------------|-----------|-----------|---------------|
| Jeff Baker  | Delivered | 4-8 Weeks | Net 30        |

| QTY. | ITEM           | DESCRIPTION   | PRICE       | EXTENDED    |
|------|----------------|---|-------------|-------------|
| 1    | 943019         | Hustler Super-Z Hyperdrive, Kawasaki FX1000 (35 hp), 72" Side Discharge Mowing Deck | \$14,416.00 | \$14,416.00 |
| 1    | 606696         | Flex Forks  | \$419.00    | \$419.00    |
|      |                | Trade in Units: Serial # 12042635   |             |             |
|      | Model # 930936 | Hustler Trimstar 48" (471 Hours) Asset # Missing                                    | -\$1,750.00 |             |
|      | Model # 927426 | Hustler Trimstar 48" (297 Hours) Asset # 10788                                      | -\$1,750.00 |             |
|      |                | Serial # 07111827   |             |             |

SPECIAL NOTES:

|                    |              |
|--------------------|--------------|
| SUBTOTAL           | \$14,835.00  |
| TAX RATE           |              |
| SALES TAX          | \$0.00       |
| TRADE-IN ALLOWANCE | (\$3,500.00) |
| TOTAL              | \$11,335.00  |

BY: Jeff Baker

To accept this quotation, sign here and return: \_\_\_\_\_ Date: \_\_\_\_\_