



SCANNER NOTE:

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ORDINANCE NO. 07 - 56 AC CMS

AN ORDINANCE ACCEPTING THE BID OF PRO-SAFE FIRE TRAINING SYSTEMS, INC., OF NOBEL, ONTARIO, FOR THE PURCHASE OF A LIVE FIRE TRAINING SYSTEM FOR THE OBERLIN FIRE DEPARTMENT 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 Pro-Safe Fire Training Systems, Inc., of Nobel, Ontario, for the purchase of a Live Fire Training System for the Oberlin Fire Department, being the lowest and best bid submitted, is hereby accepted, and the City Manager is hereby authorized and directed to enter into a contract for same in the amount of \$400,145.00.

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 public peace, health, and safety of the citizens of the City of Oberlin, OH or to provide for usual daily operation of a municipal department, to wit:

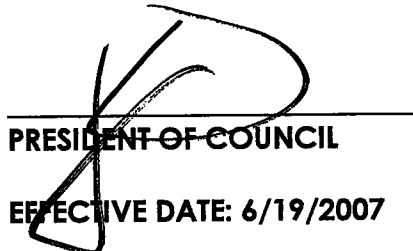
"to authorize the purchase and upgrade of firefighter protective equipment as soon as possible to ensure the efficient operation of the Oberlin Fire Department," and shall take effect immediately upon passage.

PASSED: 1st Reading - June 18, 2007(E)
2nd Reading -
3rd Reading -

ATTEST:


CLERK OF COUNCIL

POSTED: 6/19/2007


PRESIDENT OF COUNCIL
EFFECTIVE DATE: 6/19/2007

NOTICE OF AWARD

07-10-07P04:25 RCVD

To: Pro-Safe Fire Training Systems Inc.
30 Woods Road, RR #1
Nobel, Ontario P06 160

The City of Oberlin, Ohio, having considered the Bid submitted by you for Live Fire Training System in response to the Advertisement for Bids dated June 8, 2007 and in the amount of \$400,145 does hereby notify you that your Bid has been accepted by City of Oberlin Ordinance No. 07-XX AC CMS, dated June 18, 2007.

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

Exceptions to Specifications - None

Delivery shall be on or before 150 calendar days following signing of Agreement by the City.

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: [Signature]

Title: Interim City Manager Date: June 19, 2007

Acceptance of Notice of Award

Receipt of the above Notice of Award is hereby acknowledged by

PRO SAFE FIRE, this 27 day of JUNE, 2007.

By: [Signature] TERRY EVOY

Title: SALES MANAGER

AGREEMENT

07-10-07P04:25 RCVD

This Agreement, made this 19th day of June, 2007 by and between the City of Oberlin, Ohio, hereinafter called the "Owner", acting herein through its Interim City Manager, and Pro-Safe Fire Training Systems Inc., doing business as a corporation in the City of Nobel, County of _____, and Providence of Ontario, Canada, hereinafter called the "Contractor."

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

1. The Contractor will furnish and deliver a Live Fire Training System to the City of Oberlin Fire Department, 430 South Main Street, Oberlin, Ohio 44074, in accordance to with the following Specifications and Contract Documents attached on or before June 8, 2007.

A Notice of Award issued on June 19, 2007 for the sum of Four Hundred Thousand One Hundred Forty-five Dollars (\$400,145.00)

2. The following variations from the Contract Documents and or options have been agreed to:

Approved drawings and Exceptions to Specifications.

Options: Rear structural stairs (\$5,000)
 Addition 3x3 roof hatch (\$4,445)
 Additional wall panels (3) (\$5,700)
 Additional control pendant (\$500)
 Aluminum rims (\$1,500)

3. The term "Contract Documents" means and includes the following:

- a) Advertisement for Bids
- b) Instruction to Bidders
- c) EEO Documentation
- d) Bid including all attachments thereto.
- e) Bid Bond
- f) Delinquent Personal Property Tax Affidavit
- g) Notice of Award
- h) Agreement
- i) Specifications and approved Exceptions to Specifications
- j) Drawings
- k) Addenda: None

4. 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.

5. This Agreement shall be binding upon all parties hereto and their respective heirs, executors, administrators, successors, and assigns.

AGREEMENT (pg 2)

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

Owner: City of Oberlin, Ohio

By: [Signature]

Title: Interim City Manager

(Seal)

ATTEST:

[Signature]
City Clerk

[Signature]
(Witness)

Contractor: PRO SAFE FIRE

By: [Signature] T. EVOY

Title: SALES MANAGER

Address: 30 WOODS ROAD

Phone: 905 337 8137

(Seal)

ATTEST:

(Secretary, if Corporation)

[Signature]
(Witness)