

ORDINANCE NO. 23 (24-25)

An Ordinance to amend Ordinance No. 109 (22-23), passed August 18, 2022, and to authorize and direct the Mayor; the Director of Public Safety and Service; and the Auditor of the City of Marietta, Ohio, to enter into an Amended Master Equity Lease Agreement and an Amended Five (5) Year Capital Plan with Enterprise Fleet Management Trust, and declaring an EMERGENCY.

WHEREAS, the City of Marietta, Ohio currently has an aging vehicle fleet with rising operating and maintenance expenses; and,

WHEREAS, Enterprise Fleet Management Trust offers a municipal lease program that will allow the City of Marietta, Ohio to replace forty-seven (47) vehicles over a period of a five (5) year schedule, resulting in a lower than average age vehicle fleet which significantly reduces operating and maintenance expense; and,

WHEREAS, Ordinance No. 99 (20-21) As Amended, was passed on August 20, 2020. Ordinance 99 No. (20-21), As Amended, was to reflect a change in the number of vehicles permitted to be replaced over a five (5) year period and the number of vehicles owned by the City of Marietta, Ohio that was permitted to be sold under the then Five (5) Year Capital Plan and the Master Equity Lease Agreement with Enterprise Fleet Management Trust. Specifically, Ordinance No. 99 (20-21) As Amended, permitted the City of Marietta to replace and sell twenty-six (26) vehicles over a five (5) year schedule; and

WHEREAS, Ordinance No. 280 (20-21) was then passed on November 4, 2021. Ordinance No. 280 (20-21) was to reflect another change to the number of vehicles permitted to be replaced over a five (5) year period and the number of vehicles that would be permitted to be sold under the amended Five (5) Year Capital Plan and amended Master Equity Lease Agreement with Enterprise Fleet Management Trust. Specifically, Ordinance 280 No. (20-21) permitted the City of Marietta to replace thirty-six (36) vehicles over a five (5) year schedule; and

WHEREAS, Ordinance No. 109 (22-23) was then passed on August 18, 2022. Ordinance No. 109 (22-23) was to reflect another change to the number of vehicles permitted to be replaced over a five (5) year period and the number of vehicles that would be permitted to be sold under the amended Five (5) Year Capital Plan and amended Master Equity Lease Agreement with Enterprise Fleet Management Trust. Specifically, Ordinance 109 No. (22-23) permitted the City of Marietta to replace thirty-nine (39) vehicles over a five (5) year schedule; and

WHEREAS, the amendment herein will permit the City of Marietta to replace an additional eight (8) vehicles over the term of the Five (5) Year Capital Plan, bringing the total to forty-seven (47) vehicles that the City will be permitted to replace and sell during the amended Five (5) Year Capital Plan and amended Master Equity Lease Agreement with Enterprise Fleet Management Trust.

WHEREAS, Ordinance No. 109 (22-23), which is now in conflict herewith, shall be and is hereby repealed; and

WHEREAS, the Five (5) Year Capital Plan and Master Equity Lease Agreement with Enterprise Fleet Management Trust is hereby amended to reflect that a total number of forty-seven (47) vehicles may be replaced and sold under the Plan and Lease Agreement, as authorized by the Ohio Revised Code.

WHEREAS, as stated in Ordinance No. 280 (20-21), competitive bidding for the leased vehicles occurred at the state level pursuant to the Ohio Cooperative Purchasing Act and the Codified Ordinances of the City of Marietta, Ohio; and,

WHEREAS, Council finds that this arrangement will add a level of cost savings and sustainability to municipal operations for the City of Marietta, Ohio; now, therefore:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MARIETTA, OHIO:

- Section 1: That Ordinance No. 109 (22-23) which is now in conflict herein, shall be, and is hereby repealed.
- Section 2: That the Mayor; the Director of Public Safety and Service; and the Auditor of the City of Marietta Ohio are hereby authorized to enter into an amended Master Equity Lease Agreement with Enterprise Fleet Management Trust for the purpose of fleet management vehicle leasing according to the terms and conditions of the Master Equity Lease attached hereto as Exhibit A, which terms and conditions are hereby adopted and approved.
- Section 3: That Enterprise Fleet Management Trust agrees to replace up to forty-seven (47) vehicles owned by the City of Marietta, Ohio, over a period of a five (5) year schedule.

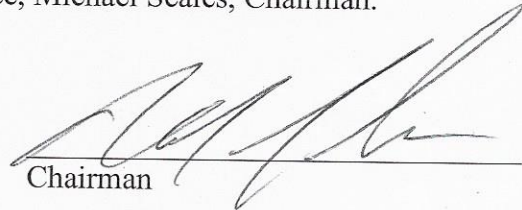
ORDINANCE NO. 23 (24-25)
PAGE THREE

Section 4: That Enterprise Fleet Management Trust agrees to sell the existing vehicle fleet [up to forty-seven (47) vehicles] owned by the City of Marietta, Ohio, as part of and according to the Five (5) Year Capital Plan schedule as authorized by the Ohio Revised Code, and return said vehicle sales equity funds to the City of Marietta, Ohio.

Section 5: It is found and determined that all legislative actions pertaining to the adoption of this Ordinance were taken in Public Session and that all deliberations that affected or influenced any such legislative act, including all deliberations in Committee, were conducted in Public Session, or in Executive Session duly convened in accordance with law.

Section 6: That this Ordinance is hereby declared to be an EMERGENCY measure necessary for the immediate preservation of the public peace, health, and safety of the City of Marietta, Ohio, and for the further reason that immediate action is necessary in order to take advantage of the cost savings and in order to enable the City of Marietta to more efficiently fulfill its responsibilities to the citizens of Marietta. WHEREFORE, this Ordinance shall take effect and be in full force immediately after its passage and approval by the Mayor.

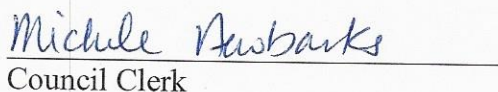
Introduced by the Finance and Taxation Committee, Michael Scales, Chairman.


Chairman

Passed this 21st day of March, 2024.


President of Council

ATTEST:


Council Clerk

ORDINANCE NO. 23 (24-25)
PAGE FOUR

Approved this 21st day of March, 2024.



Mayor

First Reading March 7, 2024

Second Reading Suspended

Third Reading March 21, 2024