

RECORD OF ORDINANCES

BEAR GRAPHICS 800-325-8094 FORM NO. 30043

Ordinance No. 2019-07 Passed April 28, 2019

ORDINANCE 2019-07

AN ORDINANCE AUTHORIZING THE CITY ADMINISTRATOR TO ENTER INTO A CONTRACT WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR PARTICIPATION IN COOPERATIVE PURCHASING PROGRAM FOR THE PURCHASE OF SODIUM CHLORIDE/ROCK SALT; AND DECLARING AN EMERGENCY.

WHEREAS, Section 5513 (B) of the Ohio Revised Code provides the opportunity for Political Subdivisions including Counties, Townships, Municipal Corporations, Port Authorities, Regional Transit Authorities, State Colleges/Universities and County Transit Boards and others to participate in contracts of the Ohio Department of Transportation for the purchase of machinery, material, supplies, or other articles; and,

WHEREAS, the City of Northwood, Ohio is desirous of making use of this program for the purchase road salt; and,

WHEREAS, the City of Northwood estimates that it will need approximately 1000 tons of road salt for the 2019-2020 winter season.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTHWOOD, OHIO:

Section 1. That the City Administrator is hereby authorized to sign the attached "Winter Fill Contract" in the name of the City of Northwood:

To participate in the Ohio Department of Transportation's Contract for Rock Salt and Agrees:

- 1) To purchase an estimated salt tonnage, indicated below, exclusively from the vendor awarded the rock salt contract for the county in which said political subdivision is located;
- 2) To be bound by the terms and conditions of the contract;
- 3) To be responsible for payment directly to the vendor for the quantities purchased under the contract; and
- 4) To be responsible for resolving disputes arising out of participation in the contract and, to be extent allowable under Ohio law, hold the Director of Transportation and the Ohio Department of Transportation harmless for any claim or dispute arising out of participation in the contract pursuant to Ohio Revised Code Section 5513.01 (b).

STOCKPILE LOCATIONS (Estimated*)	STOCKPILE CAPACITY	TONS REQUIRED
6000 Wales Road Northwood, Ohio 43619	1000 Tons	1000 Tons

Section 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Northwood and State of Ohio.

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Passed April 18, 2019

Section 3. This ordinance shall take effect as an emergency measure because timely execution of this Participation Agreement ensures Northwood's participation in cooperative purchasing of rock salt for the upcoming winter season and therefore is necessary for the immediate preservation protects the health, safety, and welfare of our citizens.

Vote on motion to suspend the rules:

For: 6 Against: 0

Vote on emergency clause:

For: 6 Against: 0

Vote on final adoption:

For: 6 Against: 0

R.K. Absent

ADOPTED April 18, 2019 as an emergency measure.

ATTEST:

Kelly [Signature]
Clerk of Council

[Signature]
President of Council

APPROVED AS TO FORM:

[Signature]
Brian J. Ballenger
City Attorney

APPROVED:

[Signature]
Mayor