

Village of Crooksville, Ohio

ORDINANCE NO. 2521

**ORDINANCE AUTHORIZING PARTICIPATION
IN ODOT COOPERATIVE PURCHASING PROGRAM
AND DECLARING AN EMERGENCY**

Whereas, pursuant to Ohio Revised Code §5513.01(B), municipal corporations in the State of Ohio are permitted to participate in contracts into which the State of Ohio Director of Transportation has entered, for the purchase of machinery, materials, supplies, or other articles; and

Whereas, purchases made by a municipal corporation under Ohio Revised Code §5513.01(B) are exempt from any competitive bidding required by law for the purchase of machinery, materials, supplies, or other materials; and

Whereas, the Council has determined that participation in cooperative bidding and purchasing with ODOT will ensure the best possible price and a reliable source of availability for road salt for the 2015-2016 winter season, and will therefore serve the best interests and general welfare of the Village.

NOW THEREFORE BE IT, AND IT IS HEREBY ORDAINED by the Village Council of the Village of Crooksville, Perry County, State of Ohio, that:

Section 1. The Village of Crooksville authorizes the Fiscal Officer and/or Village Administrator to participate on behalf of the Village of Crooksville in contracts into which the State of Ohio Director of Ohio Director of Transportation has entered for the purchase of machinery, materials, supplies, or other articles.

Section 2. The Fiscal Officer and/or Village Administrator are hereby authorized to agree in the name of the Village of Crooksville to be bound by all terms and conditions as the State of Ohio Director of Transportation prescribes for participation in the cooperative program for the purchase of machinery, materials, supplies, or other articles.

Section 3. The Fiscal Officer and/or Village Administrator are hereby authorized to agree in the name of the Village of Crooksville to directly pay vendors under each contract of the Ohio Department of Transportation in which the Village of Crooksville participates, for items the Village receives pursuant to the contract.

Section 4. As necessitated by the terms prescribed by the State of Ohio Director of Transportation for participation in the cooperative purchase program, the Fiscal Officer and/or Village Administrator are further authorized to agree in the name of the Village of Crooksville, to assume responsibility for resolving all claims or disputes arising out of its participation in the cooperative purchasing program under Ohio Revised Code §5513.01(B), and to waive any

claims, actions, expenses or other damages arising out of the Village's participation in the cooperative purchasing program which the Village of Crooksville may have or claim to have against ODOT or its employees, unless such liability is the result of negligence on the part of ODOT or its employees.

Section 5. Emergency Clause: This ORDINANCE is hereby declared an emergency measure necessary for the immediate preservation of the peace, health, safety and welfare of the Village of Crooksville and the inhabitants thereof, and for the purpose of providing for the ability of the Village to pay its expenses and obligations and to conduct and manage its business and affairs, in an efficient and cost-effective manner, and in order to meet the contract deadline for enrollment into the State of Ohio Director of Transportation Cooperative Purchasing Program. Therefore, this ORDINANCE shall go into immediate effect upon its passage.

Passed: March 23, 2015.



Darrell Lantz, Mayor

ATTESTED:



Brittany Ross, Fiscal Officer

Posting Certification

This ordinance was posted at the five prescribed locations within the Village of Crooksville, Ohio, on the 24th day of March, 2015.



Brittany Ross, Fiscal Officer