

ORDINANCE NO. 1 - 2021

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT PURSUANT TO THE OHIO DEPARTMENT OF TRANSPORTATION COOPERATIVE PURCHASING PROGRAM FOR ROAD SALT CONTRACTS AWARDED IN 2020; AND DECLARING AN EMERGENCY.

WHEREAS, pursuant to § 5513.01(B) of the Ohio Revised Code the Village may participate in contracts of the Ohio Department of Transportation (ODOT) for the purchase of machinery, material, supplies and other articles; and

WHEREAS, the Village desires to participate in ODOT's annual road salt bid for contracts awarded in 2020 for the purchase of road salt.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF MADISON, LAKE COUNTY, STATE OF OHIO, THAT:

SECTION 1: The Mayor is hereby authorized to enter into a participation contract for the purchase of road salt via ODOT's road salt contracts awarded in 2020 and to do so upon such contractual terms and conditions as the Director of Transportation prescribes.

SECTION 2: That the Village shall pay the vendor(s) directly under said ODOT contract in which it participates for items received pursuant to the contract.

SECTION 3: That the Village shall be responsible for resolving all claims or disputes arising out of its participation in § 5513.01(B) cooperative purchasing and the Village does hereby waive any claims, actions, expenses, or other damages arising out of its participation in the cooperative purchasing program which the Village 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 4: That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberation 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 § 121.22 of the Ohio Revised Code.

SECTION 5. That this Ordinance constitutes an emergency in that the same provides for the immediate preservation of the public peace, health, safety and welfare of the residents of the Village of Madison and is further necessary for the usual daily operation of the Village as securing adequate amounts of road salt is necessary to prevent disruptions in traffic accessibility and safety, and, in order to comply with ODOT's contractual deadline; WHEREFORE, this Ordinance shall take immediate effect in accordance with the provisions of Article V, § 5.2 of the Madison Village Charter.

PASSED: 2-22-2021



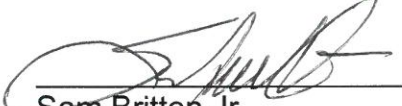
Mark V. Vest,
President of Council

Attested:



Kristie Crockett,
Fiscal Officer / Clerk of Council

Approved:



Sam Britton Jr.,
Mayor

2-22-2021
Date