

**RESOLUTION NO. 20 - 2023**

A RESOLUTION AUTHORIZING VILLAGE MEMBERSHIP IN THE OMNIA PARTNERS COOPERATIVE PURCHASING PROGRAM, AUTHORIZING VILLAGE PURCHASES THROUGH THE PROGRAM NOTWITHSTANDING LEGAL REQUIREMENTS THAT WOULD OTHERWISE REQUIRE COMPETITIVE BIDDING, AND DECLARING AN EMERGENCY.

WHEREAS, the Village Charter at Article II, §§ 2.1 and 2.2 and §§ 3, 4 and 7 of Article XVIII of the Ohio Constitution confer upon the Village plenary powers of local self-governance (known as "Home Rule"); and

WHEREAS, one of the powers of local self-governance are the processes for contracting for the purchase of goods and services; and

WHEREAS, in the absence of a local ordinance authorizing an alternate purchasing procedure, R.C. § 735.05 currently requires competitive bidding when the contract amount may be in excess of \$75,000.00; and

WHEREAS, competitive bidding does not necessarily result in obtaining the lowest prices for goods and services due to lack of bidders and the Village's limited purchasing power; and

WHEREAS, numerous state and local governments join together in various cooperative purchasing programs to expand their economic leverage in obtaining the best prices available for goods and services; and

WHEREAS, OMNIA Partners offers one such cooperative purchasing program for state and local governments through which contracts for goods and services have been procured via competitive solicitations; and

WHEREAS, there exist no costs, fees or other binding commitments associated with membership in the OMNIA Partners purchasing program; and

WHEREAS, the Council, being of the opinion and judgment that membership in the OMNIA Partners cooperative purchasing program will provide the Village a potential alternate source to obtain goods and services at the best possible prices, now desires to accept membership and, further, establish that contracts entered into through this program shall not be subject to any competitive bidding requirements otherwise required by law.

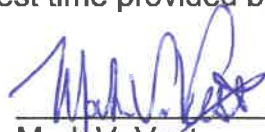
NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF MADISON, COUNTY OF LAKE AND STATE OF OHIO:

SECTION 1. The Village does hereby enter into membership with OMNIA Partners for participation in its state and local governments purchasing program and the Mayor or his designee is hereby authorized to make application on behalf of the Village to formalize membership.

SECTION 2. That any contracts the Village may enter into through the OMNIA Partners state and local governments purchasing program during the term of its membership shall be exempt from any competitive bidding requirements that otherwise would have been required by law, including but not necessarily limited to R.C. § 735.05.

SECTION 3. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution 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 § 121.22 of the Ohio Revised Code.

SECTION 4. That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the peace, health, safety and welfare of the inhabitants of the Village of Madison, and, for the further reason that immediate passage is necessary to afford the Village an immediate opportunity to take advantage of pricing for goods and services available through OMNIA Partners at favorable prices, it shall, therefore, take effect and be in full force from and upon its adoption if adopted by the affirmative vote of at least four members of Council and otherwise at the earliest time provided by Ohio law.



Mark V. Vest,  
President of Council

PASSED:

1<sup>st</sup> Reading: October 23, 2023

Attested:



Kristie M. Crockett,  
Fiscal Officer / Clerk of Council

Approved:

Date: 10/23/2023



Sam Britton, Jr.,  
Mayor