

VILLAGE OF HOLLAND, LUCAS COUNTY, OHIO
ORDINANCE NO. 4-2015

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

WHEREAS, Ohio Revised Code Section 5513.01(B) provides the opportunity for Counties, Townships, Municipal Corporations, Conservancy Districts, Township Park Districts, Park Districts created under Chapter 1545 of the Revised Code, Port Authorities, Regional Transit Authorities, Regional Airport Authorities, Regional Water and Sewer Districts, County Transit Boards, State Universities or Colleges to participate in contracts of the Ohio Department of Transportation for the purchase of machinery, material, supplies or other articles.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF HOLLAND, OHIO,
THAT:

SECTION 1. The Village Mayor and/or Clerk-Treasurer hereby requests authority in the name of the Village of Holland to participate in the Ohio Department of Transportation contracts for the purchase of machinery, materials, supplies or other articles which the Department has entered into pursuant to Ohio Revised Code Section 5513.01(B).

SECTION 2. The Village Mayor and/or Clerk-Treasurer are hereby authorized to agree in the name of the Village of Holland to be bound by all terms and conditions as the Director of Transportation prescribes.

SECTION 3. The Village Mayor, Council and/or Clerk-Treasurer are hereby authorized to agree in the name of the Village of Holland to directly pay vendors, under each such contact of the Ohio Department of Transportation in which the Village of Holland participates, for items it receives pursuant to the contract.

SECTION 4. The Village of Holland agrees to be responsible for resolving all claims or disputes arising out of its participation in the cooperative purchasing program under Section 5513.01(B) of the Ohio Revised Code. The Village of Holland releases and forever discharges the Director of Transportation and the Ohio Department of Transportation from all such claims, actions, expenses, or other damages arising out of its participation in the cooperative purchasing program which the Village of Holland 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. It is hereby 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 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 including Section 121.22 of the Revised Code of Ohio.

SECTION 6. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare. The reason for the emergency lies in the fact that the Ohio Department of Transportation requires an approved Ordinance be submitted prior to April 3, 2015 to participate in the 2015 ODOT summer salt purchasing contract.

Vote on passage: _____ Ayes _____ Nays _____ Abstain

Passed this 17th day of March, 2015.

Lee Irons, President of Council

Attest:

Approved:

Jacquelyn Krasula, Clerk-Treasurer

Mike Yunker, Mayor