

RESOLUTION NO. 34-08

A RESOLUTION AUTHORIZING THE CITY OF ORRVILLE, OHIO TO PARTICIPATE IN THE NORTHEAST OHIO SOURCING OFFICE'S ("NEO/SO'S") 2008 – 2009 SALT PROGRAM, TO DELEGATE THE RESPONSIBILITY FOR THE COMPETITIVE BIDDING FOR THE PURCHASE OF SALT, AND TO ESTABLISH THE CITY'S SALT TONNAGE COMMITMENT FOR THE 2008 – 2009 SEASON.

WHEREAS, NEO/SO, an Ohio nonprofit corporation organized as a regional council of governments under Chapter 167 of the Ohio Revised Code, will again establish a bulk road salt and treated salt program for the 2008 – 2009 winter season (the "Salt Program"); and

WHEREAS, NEO/SO will conduct a competitive bid process on behalf of all entities participating in the Salt Program in accordance with Section 125 of the Ohio Revised Code to determine the best and lowest bidder; and

WHEREAS, NEO/SO will enter into a 1-year Master Agreement for bulk road salt and treated road salt with the supplier(s) that provide the best and lowest bid(s); and

WHEREAS, the NEO/SO Salt Program requires each participating entity to purchase a minimum of sixty-five percent (65%) of its road salt commitment through the Salt Program and limits each participating entity to purchase a maximum of one hundred ten percent (110%) of its road salt commitment through the Salt Program in an effort to achieve the most competitive price; and

WHEREAS, this resolution constitutes an emergency measure necessary for the daily operation of municipal departments, and provided it receives the affirmative vote of two-thirds (2/3) of the members elected to Council, it will take effect and be in force immediately upon its passage and approval of the Mayor, otherwise it will take effect and be in force from and after the earliest period allowed by law.

BE IT RESOLVED, by the Council of the City of Orrville, County of Wayne, and State of Ohio, that:

Section 1: Authorization to Participate in the NEO/SO Salt Program. This Council authorizes the City to participate in the NEO/SO Salt Program for the winter of 2008-2009, which includes purchases of bulk road salt during the NEO/SO Salt Program period.

Section 2: Delegation of Competitive Bidding. The City of Orrville hereby delegates to NEO/SO the rights and responsibilities for engaging competitive bidding on behalf of the City in accordance with Section 125 of the Ohio Revised Code.

Section 3: Commitment Amount. The City of Orrville hereby commits to purchase no (0) tons of bulk road salt and six hundred (600) tons of treated road salt through the NEO/SO Salt Program. The City of Orrville will have the obligation to purchase at least 65% (minimum) of the committed tonnage and the opportunity to purchase up to 110% (maximum) of the committed tonnage before the Master Agreement for the Salt Program expires.

Section 4: Effective Date: That this Resolution is hereby declared an emergency measure necessary for the immediate preservation of the public peace, health and safety of the

City of Orrville, and for the further reason that it is necessary to assure the adequate provision of water to the citizens of the City of Orrville, and that the grant documentation must be submitted on a timely basis. Therefore, this Resolution shall be in effect immediately after its passage and approval by the Mayor.

Passed this _____ day of June, 2008.

President of Council

Attest:

Clerk of Council

Approved:

Mayor

Date _____