

SPONSOR: Adams/Fain

RESOLUTION NO. 17-10

A RESOLUTION AUTHORIZING THE CITY OF JACKSON, OHIO TO PARTICIPATE IN THE OHIO DEPARTMENT OF TRANSPORTATION (ODOT) COOPERATIVE PURCHASING PROGRAM, AND DECLARING AN EMERGENCY.

WHEREAS, Section 5513.01(B) provides the opportunity for Counties, Townships, Municipal Corporations, Conservancy Districts, Township District Parks, 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 (ODOT) for the purchase of machinery, material, supplies or other articles.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF JACKSON, STATE OF OHIO, as follows:

Section 1. That Jackson City Council hereby requests authority in the name of the City of Jackson, Ohio, an Ohio municipal corporation, to participate in the ODOT contracts for the purchase of machinery, material, supplies or other articles which the Department has entered into pursuant to Ohio Revised Code Section 5513.01(B).

Section 2. That Jackson City Council is hereby authorized to agree in the name of the City of Jackson, Ohio to be bound by all terms and conditions as the Director of Transportation prescribes.

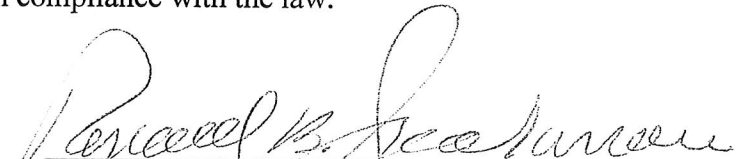
Section 3. That Jackson City Council is hereby authorized to agree in the name of the City of Jackson, Ohio to directly pay vendors, under each such contract of ODOT in which the City of Jackson, Ohio participates, for items it receives pursuant to the contract.

Section 4. That the City of Jackson, Ohio agrees to be responsible for resolving all claims or disputes out of its participation in the cooperative purchasing program under Section 5513.01(B) of the Ohio Revised Code. The City of Jackson, Ohio agrees to waive any claims, actions, expenses, or other damages arising out of its participation in the cooperative purchasing program which the City of Jackson, Ohio 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. This Resolution is hereby declared to be an emergency Resolution necessary for the immediate preservation of the public peace, health, or safety of the City of Jackson, and for the further reason that the Resolution must be enacted for the City to continue in the State Cooperative Purchasing Program. Therefore, this Resolution shall go into effect upon passage and approval by the Mayor, as provided in Ohio Revised Code Section 731.30.

Section 6. This Council finds and determines that all formal actions of this Council concerning and relating to the passage of this resolution were taken in an open meeting of this Council and that all deliberations of this Council that resulted in those formal actions were in meetings open to the public, all in compliance with the law.

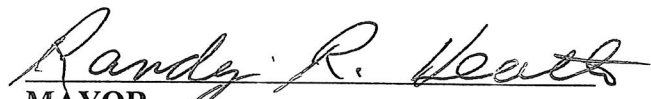
Date: 8-10-10


PRESIDENT OF COUNCIL


CLERK OF COUNCIL

Approved:

Date: 8-10-10


MAYOR