

CITY OF BROOK PARK, OHIO

P/C \_\_\_\_\_  
CA 5/19/15  
1st R 5/19/15  
2nd R \_\_\_\_\_  
3rd R \_\_\_\_\_  
B/C \_\_\_\_\_

ORDINANCE NO: 9966-2015

INTRODUCED BY: MAYOR COYNE

AN ORDINANCE  
AUTHORIZING THE MAYOR TO PARTICIPATE IN ODOT  
COOPERATIVE PURCHASING PROGRAM  
FOR THE PURCHASE OF SODIUM CHLORIDE,  
AND DECLARING AN EMERGENCY

WHEREAS, 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 Ohio 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 City of Brook Park, State of Ohio, that:

SECTION 1: That the Mayor of the City of Brook Park hereby requests authority for the City of Brook Park to participate in the Ohio Department of Transportation contracts for the purchase of sodium chloride for the Summer (418-16) and/or Winter (018-16) contracts for road salt.

SECTION 2: That the Mayor of the City of Brook Park is hereby authorized to agree in the name of the City of Brook Park to be bound by all terms and conditions as the Director of Transportation prescribes.

SECTION 3: That the Mayor of the City of Brook Park is authorized to directly pay vendors, under each such contract of the Ohio Department of Transportation in which the City of Brook Park participates, for items it receives pursuant to the contract.

**SECTION 4:** That the City of Brook Park 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 City of Brook Park agrees to waive any claims, actions, expenses, or other damages arising out of its participation in the cooperative purchasing program which the City of Brook park 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 found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance 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 Section 121.22 of the Ohio Revised Code.

**SECTION 6:** This Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of said City, and for the further reason to participate in ODOT Cooperative Purchase Program for the purchase of road salt; therefore this Ordinance shall take effect and be in force immediately from and after its passage and approval by the Mayor.

PASSED: May 19, 2015

Dennis P. Statten  
PRESIDENT OF COUNCIL

ATTEST: Michelle Blazak  
Clerk of Council

APPROVED: [Signature]  
MAYOR  
5/20/2015  
DATE

**I HEREBY APPROVE THE WITHIN INSTRUMENT AS TO LEGAL FORM AND CORRECTNESS**  
[Signature]  
DIRECTOR OF LAW

**CERTIFICATE**  
Michelle Blazak, Clerk of Council, of the City of Brook Park, Ohio, do hereby certify that the foregoing is a true and accurate copy of Ordinance/Resolution No. 9966-2015  
passed on the 19th day of May  
20 15 by said council.  
Michelle Blazak  
Clerk of Council

Michelle Blazak, Clerk of Council, of the City of Brook Park, Ohio, do hereby certify that this newspaper of general circulation in the municipality and that publication of the foregoing ordinance/resolutions was made by posting true copies of said ordinance/resolutions in the following public places: City Hall 6161 Engle Road, Police Station 17401 Holland Road, #1 Fire Station 5630 Smith Road, #2 Fire Station 22550 Ruple Parkway, #3 Fire Station 17401 Holland Road, Brook Park Library 6165 Engle Road, for a period of fifteen days.  
commencing May 20, 2015  
Michelle Blazak  
MICHELLE BLAZAK  
Clerk of Council