

FIRST READING: 10.25.21

SECOND READING: 11.8.21

THIRD READING: 11.23.21

RESOLUTION NO. 84-21

BY: JOHN B. SHEPHERD

A RESOLUTION AUTHORIZING THE MAYOR AND SAFETY SERVICE DIRECTOR TO PARTICIPATE IN THE OHIO DEPARTMENT OF TRANSPORTATION COOPERATIVE PURCHASING PROGRAM FOR THE YEARS 2022 THROUGH 2023

WHEREAS, Ohio Revised Code 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 Purchases of machinery, material, supplies or other articles; and,

WHEREAS, As established in 2007 in Ordinance No. 101-07, City Council authorized the City of Rocky River to participate in Ohio Department of Transportation's Cooperative Purchasing Program and said authorization is to be renewed every two (2) years as required by the State and has been renewed by Resolution No. 83-09, 3-12, 81-13, 63-15, 62-17, 85-19; and,

WHEREAS, it would be in the best interest of the City of Rocky River to continue to participate in contracts for the purchase of items from the Ohio Department of Transportation, Purchasing Services, Office of Contracts.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ROCKY RIVER, COUNTY OF CUYAHOGA, STATE OF OHIO:

SECTION 1. That the Mayor and Safety Service Director of the City of Rocky River are hereby granted authority in the name of the City of Rocky River to participate in the Ohio Department of Transportation contracts for the purchase of machinery, materials, supplies of other articles which the Ohio Department of Transportation has entered into pursuant to Ohio Revised Code Section 5513.01 (B).

SECTION 2. That the Mayor and the Safety Service Director are hereby authorized to agree in the name of the City of Rocky River to be bound by all terms and conditions as the Director of Transportation prescribes.

SECTION 3. That the Mayor and the Safety Service Director are hereby authorized to agree in the name of the City of Rocky River to directly pay vendors, under each such contract of the Ohio Department of Transportation in which the City of Rocky River participates for items it receives pursuant to the contract.

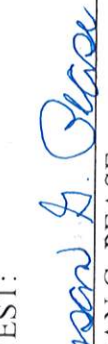
SECTION 4. That the City of Rocky River agrees to be responsible for resolving all claims or disputes arising out of its participation in the cooperative purchasing program under Section 5513.01 (B) of the Ohio Revised Code. The City of Rocky River releases and forever discharges the Director of Transportation 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 City of Rocky River may have or claim to have against the Ohio Department of Transportation or its employees, unless such liability is the result of negligence on the part of the Ohio Department of Transportation or its employees.

APPROVED: November 22, 2021


JAMES W. MORAN
President of Council

APPROVED: November 22, 2021

TEST:


SUSAN G. PEASE
Clerk of Council


PAMELA E. BOBST
Mayor

I, the undersigned clerk of council of the city of Rocky River, State of Ohio, do hereby certify that publication of the foregoing ordinance was duly made by posting a true copy thereof in the lobby of the Rocky River City Hall, in accordance with the charter of Rocky River, commencing on the 22nd day of November, 2021.


Clerk of Council of the City of Rocky River, Ohio

City of Rocky River } ss
County of Cuyahoga }

THE UNDERSIGNED CLERK OF THE COUNCIL OF THE CITY OF
ROCKY RIVER, OHIO DOES HEREBY CERTIFY THAT THE
FOREGOING IS A TRUE AND CORRECT COPY OF ORDINANCE
NO. 84-21 ADOPTED BY THE COUNCIL OF SAID CITY
ON THE 23rd DAY OF November 2020, THAT THE
PUBLICATION OF SUCH ORDINANCE HAS BEEN MADE AND
CERTIFIED OF RECORD ACCORDING TO LAW, THAT NO
PROCEEDINGS LOOKING TO A REFERENDUM UPON SUCH
ORDINANCE HAVE BEEN TAKEN; THAT SUCH ORDINANCE AND
THE CERTIFICATE OF PUBLICATION THEREOF, ARE OF RECORD
IN ORDINANCE RECORD NO. 84-21

IN WITNESS WHEREOF, I HAVE HEREUNTO SUBSCRIBED
MY NAME AND AFFIXED MY OFFICIAL SEAL THIS 23rd DAY OF
November, 2021.

Sharon H. Quinn
CLERK OF COUNCIL OF THE CITY OF ROCKY RIVER, OHIO