



Legislation Text

File #: ORD-0039-2016, **Version:** 1

TO AUTHORIZE THE MAYOR TO PARTICIPATE IN THE OHIO DEPARTMENT OF TRANSPORTATION (ODOT) 2016-2017 SEASON ROAD SALT COOPERATIVE BID PROGRAM; AND TO DECLARE 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 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; and

WHEREAS, it is imperative to move forward with this legislation in order to meet the ODOT schedule, and all for the preservation of the peace, property, health, safety and welfare.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF GAHANNA, COUNTY OF FRANKLIN, STATE OF OHIO:

Section 1. That the Mayor hereby requests authority in the name of the City of Gahanna to participate in the Ohio Department of Transportation Summer (418-17) and/or Winter (018-17) contracts for road salt.

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

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

Section 4. That the City of Gahanna 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 Gahanna agrees to waive any claims, actions, expenses, or other damages arising out of its participation in the cooperative purchasing program which the City of Gahanna 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. That, for the reasons set forth in the preamble hereinabove, this Ordinance is declared emergency legislation and shall be in full force and effect immediately upon passage by this Council and on date of signature approval by the Mayor.