

CITY OF FRANKLIN, OHIO
RESOLUTION 2018-08

AUTHORIZING PARTICIPATION IN THE ODOT COOPERATIVE PURCHASING PROGRAM

WHEREAS, Ohio Revised Code Section 5513.01(B) provides the opportunity for municipalities to participate in purchase contracts of the Ohio Department of Transportation (ODOT) for the purchase of machinery, materials, supplies or other articles;

WHEREAS, purchases made pursuant to the ODOT Cooperative Purchase Program are exempt from any competitive bidding requirements;

WHEREAS, any municipality desiring to participate in ODOT's Cooperative Purchasing Program must pass an ordinance or resolution requesting authority from ODOT to participate in its purchase contracts; and

WHEREAS, this Council finds it in the best interests of the health, safety and welfare of the City to request authorization from ODOT to participate in its Cooperative Purchasing Program, which may result in cost savings for the City,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Franklin, Ohio, a majority of members present concurring, that:

Section 1. The City Manager, as Agent, shall file with the Director of Transportation in the name of the City of Franklin a certified copy of this Resolution requesting authorization to participate in the Ohio Department of Transportation contracts for the purchase of machinery, materials, supplies or other articles which the Department has entered into pursuant to Section 5513.01(B) of the Ohio Revised Code.

Section 2. The City Manager is hereby authorized to agree in the name of the City of Franklin to be bound by all terms and conditions of the ODOT Cooperative Purchasing Program as the Director of Transportation prescribes.

Section 3. The City Manager is hereby authorized to agree in the name of the City of Franklin to directly pay vendors, under each such contract of ODOT in which the City of Franklin participates, for items the City receives pursuant to such contract.

Section 4. The City of Franklin hereby agrees to be responsible for resolving all claims or disputes arising out of its participation in the ODOT Cooperative Purchasing Program, under Ohio Revised Code Section 5513.01(B). The City further agrees to waive any claims, actions, expenses or other damages arising out of its participation in the ODOT Cooperative Purchasing Program that the City may have or claim against ODOT or its employees, unless such liability is the result of negligence on the part of ODOT or its employees.

Section 5. That this Resolution is valid for two (2) years from the date of adoption.

Section 6. It is found that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council that resulted in this formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code, and the Rules of Council.

Section 7. This Resolution shall become effective immediately upon its passage.

ADOPTED: February 5, 2018

ATTEST: Jane McGee
Jane McGee, Clerk of Council

APPROVED: Todd Hall
Todd Hall, Mayor

CERTIFICATE

I, the undersigned Clerk of Council, do hereby certify that the foregoing is a true and correct copy of Resolution 2018-08 passed by that body on February 5, 2018.

Jane McGee, Jane McGee, Clerk of Council