



City of Mentor-on-the-Lake

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AGENDA

VIRTUAL SPECIAL MEETING OF COUNCIL CITY OF MENTOR-ON-THE-LAKE APRIL 21, 2020 7:00 P.M.

CALL TO ORDER: PLEDGE OF ALLEGIANCE

ROLL CALL:

At Large:	JIM LUNDER, Vice-President
Ward 3:	ROB JOHNSON
At Large:	KEVIN BITTNER
At Large:	PRESTON WOLK
Ward 1:	DAVID CHABUT
Ward 2:	PAUL MORRIS
Ward 4:	DESIREA THOMPSON, President

THE PURPOSE OF THIS MEETING:

FOR COUNCIL TO REVIEW AND PASS RESOLUTION NO. 2020-R-05:

RESOLUTION NO. 2020-R-05

A RESOLUTION AUTHORIZING THE ADMINISTRATIVE DIRECTOR TO PARTICIPATE IN AN AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR THE PURCHASE OF SODIUM CHLORIDE (ROCK SALT) FOR THE 2020-2021 WINTER SEASON AND DECLARING AN EMERGENCY

ADJOURNMENT:

RESOLUTION NO. 2020-R-05

A RESOLUTION AUTHORIZING THE ADMINISTRATIVE DIRECTOR TO PARTICIPATE IN AN AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR THE PURCHASE OF SODIUM CHLORIDE (ROCK SALT) FOR THE 2020-2021 WINTER SEASON AND DECLARING AN EMERGENCY

WHEREAS, a number of local political subdivisions who participate in the Cooperative Purchasing Program of the Ohio Department of Transportation have requested that sodium chloride (rock salt) bids for the State's use be extended to local municipalities; and

WHEREAS, the City of Mentor-on-the-Lake currently participates in the Cooperative Purchasing Program of the Ohio Department of Transportation as per Section 222.08 of the Codified Ordinances; and

WHEREAS, the Ohio Department of Transportation is inviting those political subdivisions who expressed an interest in the Ohio Department of Transportation salt contract to participate in sodium chloride (rock salt) bid for the 2020-2021 winter season.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MENTOR-ON-THE-LAKE, COUNTY OF LAKE, AND STATE OF OHIO:

SECTION 1. That the Administrative Director is hereby authorized to enter into the agreement marked "Exhibit A" with the Ohio Department of Transportation for the purchase of sodium chloride (rock salt) for the 2020-2021 winter season.

SECTION 2. That all formal actions of this Council concerning the passage of this Resolution were adopted in an open meeting, and that all deliberations of this Council, or any of its Committees, which 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 3. That this Resolution is hereby declared to be and is passed as an emergency measure, the emergency being the necessity to meet the April 24, 2020 deadline to participate in the ODOT winter salt contract. Said Resolution is necessary for the immediate preservation of the public peace, health, safety and welfare of the inhabitants of the City of Mentor-on-the-Lake.

WHEREFORE, this Resolution shall be in full force and effect immediately upon its passage by Council and approval by the Mayor.

ADOPTED: _____

DESIREA A. THOMPSON
PRESIDENT OF COUNCIL

ATTEST: _____
CLERK OF COUNCIL

DAVID R. EVA **DATE**
MAYOR

**RESOLUTION AUTHORIZING PARTICIPATION
IN THE ODOT ROAD SALT CONTRACTS AWARDED IN 2020**

WHEREAS, the (INSERT POLITICAL SUBDIVISION NAME, COUNTY LOCATION) (hereinafter referred to as the "Political Subdivision") hereby submits this written agreement to participate in the Ohio Department of Transportation's (ODOT) annual road salt bid in accordance with Ohio Revised Code 5513.01(B) and hereby agrees to all of the following terms and conditions in its participation of the ODOT road salt contract:

- a. The Political Subdivision hereby agrees to be bound by all terms and conditions established by ODOT in the road salt contract and acknowledges that upon award of the contract by the Director of ODOT it shall be bound by all such terms and conditions included in the contract; and
- b. The Political Subdivision hereby acknowledges that upon the Director of ODOT's signing of the road salt contract, it shall effectively form a contract between the awarded salt supplier and the Political Subdivision; and
- c. The Political Subdivision agrees to be solely responsible for resolving all claims or disputes arising out of its participation in the ODOT road salt contract and agrees to hold the Department of Transportation harmless for any claims, actions, expenses, or other damages arising out of the Political Subdivision's participation in the road salt contract; and
- d. The Political Subdivision's electronic order for Sodium Chloride (Road Salt) will be the amount the Political Subdivision agrees to purchase from its awarded salt supplier at the delivered bid price per ton awarded by the Director of ODOT; and
- e. The Political Subdivision hereby agrees to purchase a minimum of 90% of its electronically submitted salt quantities from its awarded salt supplier during the contract's effective period; and
- f. The Political Subdivision hereby agrees to place orders with and directly pay the awarded salt supplier on a net 30 basis for all road salt it receives pursuant to ODOT salt contract; and
- g. The Political Subdivision acknowledges that should it wish to rescind this participation agreement it will do so by written, emailed request by no later than Friday, April 24 by 12:00 p.m. The written, emailed request to rescind this participation agreement must be received by the ODOT Office of Contract Sales, Purchasing Section email: Contracts.Purchasing@dot.ohio.gov by the deadline. The Department, upon receipt, will respond that it has received the request and that it has effectively removed the Political Subdivision's participation request. Furthermore, it is the sole responsibility of the Political Subdivision to ensure ODOT has received this participation agreement as well as the receipt of any request to rescind this participation agreement. The Department shall not be held responsible or liable for failure to receive a Political Subdivision's participation agreement and/or a Political Subdivision's request to rescind its participation agreement.

NOW, THEREFORE, be it ordained by the following authorized person(s) that this participation agreement for the ODOT road salt contract is hereby approved, funding has been authorized, and the Political Subdivision agrees to the above terms and conditions regarding participation on the ODOT salt contract:

_____ (Authorized Signature) _____ Approval Date
_____ (Authorized Signature) _____ Approval Date
_____ (Authorized Signature) _____ Approval Date
_____ (Authorized Signature) _____ Approval Date
_____ (Authorized Signature) _____ Approval Date

**THIS RESOLUTION MUST BE UPLOADED TO THE SALT PARTICIPATION WEBSITE BY NO LATER THAN FRIDAY,
APRIL 24, 2020.**

PLEASE NOTE: THE DEPARTMENT WILL NOT ACCEPT TYPED SIGNATURES. PARTICIPATION AGREEMENTS SUBMITTED WITH TYPED SIGNATURES WILL BE INVALID AND INELIGIBLE FOR APPROVAL. YOU CANNOT SUBMIT A WORD DOCUMENT VERSION OF THIS PARTICIPATION AGREEMENT. NO EXCEPTIONS.