

RESOLUTION NO.: 48 -2008
INTRODUCED BY: O'Toole

A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF RICHMOND HEIGHTS, OHIO TO PARTICIPATE IN THE NORTHEAST OHIO SOURCING OFFICE'S ("NEOISO'S") 2008 – 2009 SALT PROGRAM; TO DELEGATE THE RESPONSIBILITY FOR THE COMPETITIVE BIDDING FOR THE PURCHASE OF SALT; TO ESTABLISH THE CITY'S SALT TONNAGE COMMITMENT FOR THE 2008 – 2009 SEASON; AND DECLARING AN EMERGENCY.

WHEREAS, NEOISO, an Ohio nonprofit corporation organized as a regional council of governments under Chapter 167 of the Ohio Revised Code, will again establish a bulk road salt and treated salt program for the 2008 – 2009 winter season (the "Salt Program"); and

WHEREAS, NEOISO will conduct a competitive bid process on behalf of all entities participating in the Salt Program in accordance with Chapter 125 of the Ohio Revised Code to determine the best and lowest bidder; and

WHEREAS, NEOISO will enter into a 1-year Master Agreement for bulk road salt and treated road salt with the supplier(s) that provide the best and lowest bid(s); and

WHEREAS, the NEOISO Salt Program requires each participating entity to purchase a minimum of sixty-five percent (65%) of its road salt commitment through the Salt Program and limits each participating entity to purchase a maximum of one hundred thirty-five percent (135%) of its road salt commitment through the Salt Program in an effort to achieve the most competitive price;

NOW, THEREFORE, Be it Resolved by at least five members of the Council of the City of Richmond Heights, State of Ohio, that:

Section 1: Authorization of Participate in NEOISO Salt Program. This Council authorizes the City to participate in the NEOISO Salt Program for the winter of 2008 – 2009, which includes purchases of bulk road salt during the NEOISO Salt Program period.

Section 2: Delegation of Competitive Bidding. The Council of the City of Richmond Heights hereby delegates to NEOISO the rights and responsibilities for engaging competitive bidding on behalf of the City of Richmond Heights in accordance with Chapter 125 of the Ohio Revised Code.

Section 3: Commitment Amount. The City hereby commits to purchase 4,500 tons of bulk road salt and zero (0) tons of treated road salt through the NEOISO Salt Program. The City will have the obligation to purchase at least 65% (minimum) of the

committed tonnage and the opportunity to purchase up to 135% (maximum) of the committed tonnage before the Master Agreement for the Salt Program expires.

Section 4: All amounts incurred and paid with respect to the NEOISO Salt Program as authorized will be charge to Account No. 201-6450-53155.

Section 5: It is found and determined 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 and 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 Resolution is declared to be an emergency measure in furtherance of the public health, safety and general welfare of the City and its residents and to meet the deadline of NEOISO to participate in this cost-saving purchase program; wherefore, provided this Resolution receives the affirmative vote of five members of Council, it shall take effect immediately upon its passage and execution by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

PASSED: _____

Daniel J. Ursu, Mayor

APPROVED: _____

ATTEST: _____

Betsy Traben
Clerk of Council

David H. Roche
President of Council