

**AN EMERGENCY RESOLUTION
AUTHORIZING MAYFIELD VILLAGE TO PARTICIPATE
IN THE OHIO DEPARTMENT OF TRANSPORTATION
COOPERATIVE PURCHASING PROGRAM**

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 (“ODOT”) for the purchase of machinery, material, supplies or other articles; and

WHEREAS, the Village Engineer and Village Service Director hereby request authority in the name of Mayfield Village to participate in the ODOT contracts for the purchase of machinery, materials, supplies or other articles which ODOT has entered into pursuant to Ohio Revised Code Section 5513.01 (B); and

WHEREAS the Council deems it necessary and in the best interest to the health safety and welfare of all Village residents to participate in contracts with the Ohio Department of Transportation.

BE IT RESOLVED BY THE COUNCIL OF MAYFIELD VILLAGE, OHIO, THAT:


SECTION 1. The Council of Mayfield Village finds and determines that it is in the best interest on the Village that the Village Engineer and Village Service Director are hereby authorized to agree in the name of Mayfield Village to be bound by all terms and conditions as the Director of Transportation prescribes.

SECTION 2. That the Village Engineer and Village Service Director are hereby authorized to agree in the name of Mayfield Village to directly pay vendors, under each such contract of the ODOT in which Mayfield Village participates, for items it receives pursuant to the contract.

SECTION 3. That Mayfield Village 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. Mayfield Village agrees to waive any claims, actions, expenses, or other damages arising out of its participation in the cooperative purchasing program which Mayfield Village 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 4. The Council finds and determines that all formal actions of this Council relating to the adoption of this Resolution have been taken at open meeting of this Council; and that deliberations of this Council and of its committees, resulting in such formal action, took place in meetings open to the public, in compliance with all statutory requirements including requirements of Section 121.22 of the Ohio Revised Code.

SECTION 5. This resolution is hereby declared to be an emergency measure immediately necessary for the preservation of health, safety and welfare of the residents of Mayfield Village, Ohio, for the reason that it provides for necessary authority to enter into contracts for maintenance responsibilities of Mayfield Village. It shall, therefore, take effect immediately upon the passage by the affirmative vote of not less than five (5) members elected to Council and approved by the Mayor or otherwise at the earliest time allowed by law.


STEPHEN SCHUTT
Council President

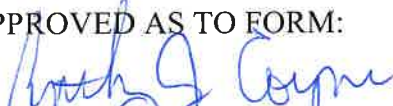
First Reading: August 16, 2021

Second Reading: _____, 2021

Third Reading: _____, 2021

PASSED: August 16, 2021


BRENDA T. BODNAR, Mayor

APPROVED AS TO FORM:

ANTHONY J. COYNE, ESQ.,
Director of Law

ATTEST: 
MARY E. BETSA, MMC
Clerk of Council