

RECORD OF RESOLUTIONS

Resolution No. _____

Passed _____

RESOLUTION 24-06

A RESOLUTION AUTHORIZING THE ADMINISTRATOR AND CHIEF FISCAL OFFICER TO PARTICIPATE IN THE OHIO DEPARTMENT OF TRANSPORTATION ROAD SALT CONTRACTS AWARDED IN 2024 FOR THE PURCHASE OF ROAD SALT FOR THE VILLAGE OF HEBRON, AND DECLARING AN EMERGENCY

WHEREAS, the VILLAGE OF HEBRON, LICKING COUNTY, OHIO (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 that each party hereto shall be responsible for liability associated with that party's own errors, actions, and failures to act.
- d. The Political Subdivision's electronic order for Sodium Chloride (Road Salt) will be for a total of 65 tons of which 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, May 3rd, **by 5:00 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.

WHEREAS, this purchase is necessary for the immediate preservation of the public health and welfare of the Village.

NOW, THEREFORE, be it resolved by 2/3 of the members elected thereto the council of the Village of Hebron, Licking County, State of Ohio, 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:

Section I: This resolution shall take effect and be in full force at the earliest date allowed by law.

Passed this 24th day of April, 2024.



Dr. Valerie Mockus, Mayor

ATTEST:


Deborah Morgan, Chief Fiscal Officer

APPROVED AS TO FORM: Wesley K. Untied, Solicitor

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CERTIFICATE OF COPY STATE OF OHIO

The Village of Hebron, Ohio of Licking County, Ohio

I, Deborah Morgan, Chief Fiscal Officer of the Village of Hebron of Licking County, Ohio do hereby certify that the foregoing is a true and correct copy of Resolution 24-06, adopted by the legislative Authority of the said Village of Hebron on the 24th of April, 2024, that the publication of Resolution 24-06 has been made and certified of record according to law; that no proceedings looking to a referendum upon such Resolution 24-06 have been taken; and that such Resolution 24-06 and certificate of publication thereof are of record in the 2024 Resolution book.

IN WITNESS WHEREOF, I have hereto subscribed my name and affixed my official seal, if applicable, this 24th day of April, 2024.


Deborah Morgan, Chief Fiscal Officer
Village of Hebron, Licking County, Ohio

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For the State of Ohio, Attest:

Director, Ohio Department of Transportation

Date