

**RESOLUTION NO.:** 2008-R41  
**SPONSOR:** MAYOR NORTON  
**INTRODUCED:** AUGUST 12, 2008

**ASSIGNED TO:** FINANCE

**A RESOLUTION AUTHORIZING THE CITY OF GREEN TO PARTICIPATE IN THE NORTHEAST OHIO SOURCING OFFICE'S ("NEO/SO's") 2008-2009 SALT PROGRAM, DELEGATING THE RESPONSIBILITY FOR THE COMPETITIVE BIDDING FOR THE PURCHASE OF SALT; ESTABLISHING THE CITY OF GREEN SALT TONNAGE COMMITMENT FOR THE 2008-2009 SEASON, AND DECLARING AN EMERGENCY.**

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

WHEREAS, NEO/SO will enter into a one-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 NEO/SO Salt Program requires each participating entity to purchase a minimum of sixty-five (65%) percent of its road salt commitment through the Salt Program and limits each participating entity to purchasing a maximum of one hundred ten (110%) percent of its road salt commitment through the Salt Program in an effort to achieve the most competitive price; and

WHEREAS, by agreeing to join NEO/SO, the consortium guarantees the amount of salt needed by the City of Green will be stockpiled and available at all times as opposed to potential for the City to "wait in line" for road salt needed by it, along with other communities.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF GREEN, COUNTY OF SUMMIT, AND STATE OF OHIO THAT:**

**SECTION ONE:**

City Council authorizes the City of Green to participate in the NEO/SO Salt Program for the winter of 2008-2009 that includes the purchase of bulk road salt during the NEO/SO Salt Program period.

**SECTION TWO:**

The City of Green delegates to NEO/SO the rights and responsibilities for engaging competitive bidding on behalf of the City of Green in accordance with Section 125 of the Ohio Revised Code.

**SECTION THREE:**

The City of Green commits to purchase six thousand five hundred (6,500) tons of bulk road salt through the NEO/SO Salt Program. The City of Green will have the obligation to purchase to purchase at least sixty-five percent (minimum) of the committed tonnage and the opportunity to purchase up to one hundred ten percent (maximum) of the committed tonnage before the Master Agreement for the Salt Program expires.

**SECTION FOUR:**

The City of Green finds and determines that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken in open meetings of this Council and any deliberations of this Council and any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements.

**SECTION FIVE:**

Council declares this to be an emergency immediately necessary for the preservation of the public peace, health, safety and welfare of the citizens of Green. Provided that this legislation receives the affirmative vote of three-fourths of the members elected or appointed to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force at the earliest time allowed by law.

ADOPTED: Sept. 9, 2008

Molly Stevens  
Molly Stevens, Clerk

Christine Croce  
Christine Croce, Council President

APPROVED: Sept. 9, 2008

Richard G. Norton  
Richard G. Norton, Mayor

ENACTED EFFECTIVE: Sept. 9, 2008

ON ROLL CALL: Colopy -yea Croce -yea France -yea Manwaring -yea  
Reed -yea Ridgeway -yea Smole -yea Adopted 7-0

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Molly Stevens  
Molly Stevens, Clerk

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SP 8/5/08

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