

ORDINANCE NO. 5 , 2009

AN ORDINANCE PROVIDING FOR PARTICIPATION IN THE CITY OF CINCINNATI COOPERATIVE PURCHASING PROGRAM TO PURCHASE DE-ICING ROCK SALT THROUGH NORTH AMERICAN SALT COMPANY AND DECLARING AN EMERGENCY

WHEREAS, R.C. § 735.053 provides the opportunity for counties, townships and municipal corporations to participate in contracts of other municipal corporations for the purchase of machinery, materials, and supplies without advertisement and without bids; and

WHEREAS, the City of Cincinnati has offered to allow the City of Montgomery to purchase materials and supplies through the City of Cincinnati's bid program; and

WHEREAS, R.C. § 735.053 requires specific legislative action to enable the City of Montgomery to complete such purchases through the City of Cincinnati directly or through their bidding program; and

WHEREAS, the City of Cincinnati has solicited bids for the purchase of de-icing rock salt, which bid has included the City of Montgomery and other communities within Hamilton County, Ohio; and

WHEREAS, the contract response from North American Salt Company proposes to allow the City to enter into a separate contract with North American Salt Company for the delivery of de-icing rock salt at a rate competitive within the Greater Cincinnati community and at a rate which provides a significant discount to the City of Montgomery from the cost of such salt during the prior year; and

WHEREAS, Council does desire to extend the authority to the City Manager pursuant to R.C. § 735.053 to contract through the City of Cincinnati with North American Salt Company for such purchase.

NOW THEREFORE, BE IT ORDAINED by the Council of the City of Montgomery, Hamilton County, Ohio, that:

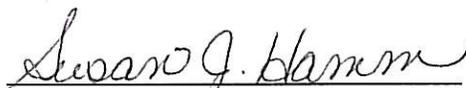
SECTION 1. The City Manager is hereby authorized to enter into a contract with North American Salt Company through the City of Cincinnati's cooperative bid, without further advertisement and without competitive bidding, to purchase de-icing rock salt at \$62.01 per ton for dump delivery for the 2009-2010 winter season.

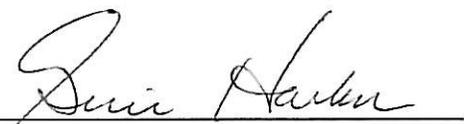
SECTION 2. The maximum amount which may be expended for such purchase during this winter season shall be \$75,000.00.

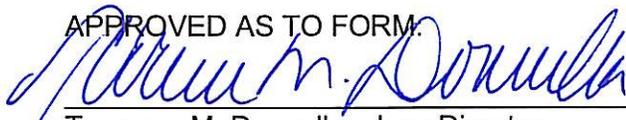
SECTION 3. This authority granted to the City Manager through this Ordinance shall at this time apply only to the purchase of de-icing rock salt through the City of Cincinnati cooperative purchasing program.

SECTION 4. As it is necessary for the City to have an adequate supply of de-icing rock salt to safely maintain its roadways during the winter season, and since the City of Cincinnati has secured a competitive bid from North American Salt Company which requires immediate action to accept the bid for contracting during the winter season, this Ordinance is hereby declared to be an emergency measure necessary for the preservation of the public health, safety and welfare, and this Ordinance shall take effect immediately upon passage.

PASSED: August 5, 2009

ATTEST: 
Susan J. Hamm, Clerk of Council


Gerri Harbison, Mayor

APPROVED AS TO FORM:

Terrence M. Donnellon, Law Director