

RESOLUTION NO. R-4-20

**A RESOLUTION REQUESTING AUTHORIZATION FOR THE MAYOR, ON BEHALF
OF THE CITY OF AVON, TO PARTICIPATE IN BUYBOARD,
A NATIONAL PURCHASING COOPERATIVE
AND DECLARING AN EMERGENCY**

WHEREAS, Ohio Revised Code (ORC) Section 9.48(B)(2) permits political subdivisions of the State of Ohio to participate in joint purchasing programs (Cooperatives) operated by or through a national or state association of political subdivisions; and

WHEREAS, the City of Avon is eligible for membership in BuyBoard, a national, purchasing cooperative made up of various political subdivisions throughout the United States, and based in the State of Texas;

WHEREAS, City of Avon, pursuant to authority granted under ORC Section 9.48(B)(2), requests Council authorization to become a member of and to participate in said program for the purchase of machinery, material, supplies or other articles required by various City departments offered to members of BuyBoard. There is no cost associated with membership; and

WHEREAS, purchases made by the City through BuyBoard would be exempt from competitive bidding and would be at costs competitively bid by the BuyBoard; and

WHEREAS, the savings would greatly benefit the community and further promote the health, safety and welfare of the citizens of Avon.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF AVON, COUNTY OF LORAIN AND STATE OF OHIO:

Section 1 - That the Mayor and the Administration, pursuant to ORC Section 9.48(B)(2), is hereby granted authority, to enter into a membership with and to participate in the joint purchasing program sponsored by BuyBoard for the purchase of equipment, material, supplies, or services required for the efficient and cost effective operation of various City departments. (See attached Exhibit A, ABuyBoard Promotional Materials”).

Section 2 - That the Mayor or his designee is hereby authorized to execute the “National Purchasing Cooperative Interlocal Participation Agreement” which is attached hereto and incorporated herein as Exhibit B.

Section 3 - That the Finance Director is hereby authorized to directly pay BuyBoard vendors pursuant to contracts with said vendors for items purchased through the BuyBoard purchasing program.

Section 4 - That it is found and determined that all formal actions of the Council of the City of Avon concerning and relating to the adoption of this Resolution were taken in an open meeting of the Council of the City of Avon and that all deliberations of this City's 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, including Section 121.22 of the Ohio Revised Code.

Section 5 - That this Resolution is hereby declared to be an emergency measure immediately necessary for the preservation of the public health, safety and welfare of the citizens of the City of Avon, the immediate emergency being the necessity for the City to become a member of the BuyBoard purchasing cooperative so as to acquire equipment, materials, supplies and services at reduced cost for use in various city departments; therefore, this Resolution shall be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED: _____ DATE SIGNED: _____

By: _____
Brian Fischer, Council President

DATE APPROVED BY THE MAYOR: _____

Bryan K. Jensen, Mayor

APPROVED AS TO FORM:

John A. Gasior, Law Director

ATTEST:

Barbara J. Brooks
Clerk of Council

Posted: _____
In Five Places as
Provided by Council

Prepared By:

John A. Gasior, Esq.
Law Director