

# THE CITY COUNCIL OF NORTH ROYALTON, OHIO

ORDINANCE NO. 12-74

INTRODUCED BY: Petrusky, Antoskiewicz, Nickell

AN ORDINANCE ACCEPTING THE BID OF KOKOSING MATERIALS, INC., FOR THE PURCHASE OF ASPHALT FOR THE 2012 SEASON AS THE LOWEST AND BEST BID, AND DECLARING AN EMERGENCY

WHEREAS: The City of North Royalton is authorized to purchase asphalt through its membership in the Joint Municipal Improvement Consortium (JMIC) which generally occurs at a lower rate than if purchased on the open market; and

WHEREAS: The bids submitted to the JMIC were obtained in compliance with the competitive bidding requirements of the Ohio Revised Code and Charter of the City of North Royalton; and

WHEREAS: The city is purchasing this product at a cost which meets or exceeds the specifications of the Ohio Cooperative Purchasing Program of the Department of Administrative Services, as required by House Bill 204; and

WHEREAS: Council wishes to accept the bid of Kokosing Materials, Inc. for the purchase of asphalt.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH ROYALTON, COUNTY OF CUYAHOGA AND STATE OF OHIO, THAT:

Section 1. The 2012 bid of Kokosing Materials, Inc., obtained through the Joint Municipal Improvement Consortium, for asphalt to be supplied to the City of North Royalton, as set forth in Exhibit A and which is in accordance with the specifications on file in the Office of the Service Director, is hereby accepted as the lowest and best bid.

Section 2. The Mayor is hereby authorized and directed to enter into a contract on behalf of the City of North Royalton with Kokosing Materials, Inc., which shall be in accordance to the bid and specifications as set forth in Section 1 hereof, said contract to be in such form as is approved by the Director of Law.

Section 3. The Service Director is hereby authorized and directed to forward a certified copy of this Ordinance to Kokosing Materials, Inc.

Section 4. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 5. This Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of the city, and for the further reason that it is immediately necessary to provide for the purchase of asphalt for the 2012 season.

THEREFORE, provided this Ordinance receives the affirmative vote of two-thirds of all members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, from and after the earliest period allowed by law.

/s/ Larry Antoskiewicz  
PRESIDENT OF COUNCIL

APPROVED: /s/ Robert A. Stefanik  
MAYOR

DATE PASSED: May 1, 2012

DATE APPROVED: May 2, 2012

ATTEST: /s/ Laura J. Haller  
DIRECTOR OF LEGISLATIVE SERVICES

First reading suspended  
Second reading suspended  
Third reading May 1, 2012

YEAS: Antoskiewicz, Nickell, Petrusky, Willey  
Marnecheck, Muller, Kasaris

NAYS: none