

Resolution authorizing participation in the Ohio Department of Transportation winter contract for road salt, Franklin County, Ohio. (Engineer)

WHEREAS, Franklin County hereby submits this written agreement to participate in the Ohio Department of Transportation's (ODOT) annual winter road salt bid (018-17) 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 winter road salt contract:

a. Franklin County hereby agrees to be bound by all terms and conditions established by ODOT in the winter 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. Franklin County hereby acknowledges that upon the Director of ODOT's signing of the winter road salt contract, it shall effectively form a contract between the awarded salt supplier and Franklin County; and

c. Franklin County agrees to be solely responsible for resolving all claims or disputes arising out of its participation in the ODOT winter road salt contract and agrees to hold the Department of Transportation harmless for any claims, actions, expenses, or other damages arising out of Franklin County's participation in the winter road salt contract; and

d. Franklin County hereby requests through this participation agreement a total of 8,250 tons of Sodium Chloride (Road Salt) of which Franklin County agrees to purchase from its awarded salt supplier at the delivered bid price per ton awarded by the Director of ODOT; and

e. Franklin County hereby agrees to purchase a minimum of 90% of its above-requested salt quantities from its awarded salt supplier during the contract's effective period of October 1, 2016 through March 31, 2017; and

f. Franklin County 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 winter salt contract; and

g. Franklin County acknowledges that should it wish to rescind this participation agreement it will do so by written, emailed request by no

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later than Wednesday, June 1, 2016. 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 Franklin County's participation request. Furthermore, it is the sole responsibility of Franklin County 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 Franklin County's participation agreement and/or Franklin County's request to rescind its participation agreement; now, therefore,

BE IT RESOLVED, BY THE BOARD OF COUNTY COMMISSIONERS OF FRANKLIN COUNTY, OHIO:

That this participation agreement for the ODOT winter road salt contract is hereby approved, funding has been authorized, and Franklin County agrees to the above terms and conditions regarding participation on the ODOT winter salt contract.

DCR:CRR:cm
Prepared By: Carla Marable
c: Engineer