

ORDINANCE NO.	<u>2026-35</u>	FIRST READING	<u>April 27, 2026</u>
		SECOND READING	<u>Waived</u>
INTRODUCED BY:	<u>Chris Bell</u>	THIRD READING	<u>Waived</u>

**ORDINANCE AUTHORIZING PARTICIPATION
IN THE ODOT ROAD SALT CONTRACT (018-27) AWARDED IN 2026,
AUTHORIZING THE MAYOR AND FISCAL OFFICER TO EXECUTE AND SUBMIT
THE AGREEMENT, AND DECLARING AN EMERGENCY.**

WHEREAS, the Village of South Russell in Geauga County (hereinafter referred to as the “Political Subdivision”) hereby submits this written agreement to participate in the Ohio Department of Transportation’s (“ODOT”) annual road salt bid in accordance with Section 5513.01(B) of the Ohio Revised Code and hereby agrees to all of the following terms and conditions in its participation of the ODOT road salt contract:

- a. The Political Subdivision hereby agrees to be bound by all terms and conditions established by ODOT in the 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. The Political Subdivision hereby acknowledges that upon the Director of ODOT’s signing of the road salt contract, it shall effectively form a contract between the awarded salt supplier and the Political Subdivision; and
- c. The Political Subdivision agrees to be solely responsible for resolving all claims or disputes arising out of its participation in the ODOT road salt contract and agrees that each party hereto shall be responsible for liability associated with that party’s own errors, actions, and failures to act; and
- d. The Political Subdivision’s electronic order for Sodium Chloride (Road Salt) will be the amount the Political Subdivision agrees to purchase from its awarded salt supplier at the delivered bid price per ton awarded by the Director of ODOT; and
- e. The Political Subdivision hereby agrees to purchase a minimum of 85% of its electronically submitted salt quantities from its awarded salt supplier during the contract’s effective period; and
- f. The Political Subdivision 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 salt contract; and
- g. The Political Subdivision acknowledges that should it wish to rescind this participation agreement it will do so by written, emailed request by no later than Friday, May 1, by 5:00 p.m. 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. ODOT, upon receipt, will respond that it has received the request and that it has effectively removed the Political Subdivision’s participation request. Furthermore, it is the sole responsibility of the Political Subdivision to ensure ODOT has received this participation agreement as well as the receipt of any request to rescind this participation agreement. ODOT

shall not be held responsible or liable for failure to receive a Political Subdivision's participation agreement and/or a Political Subdivision's request to rescind its participation agreement.

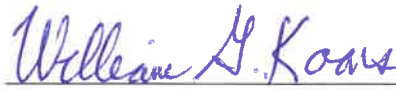
NOW, THEREFORE, be it ordained by Council for the Village of South Russell, Geauga County, Ohio that:

SECTION 1. The participation of the Village of South Russell in ODOT's annual road salt contract (018-27) awarded in 2026 pursuant to ODOT's terms and conditions regarding participation in the ODOT salt contract is hereby approved and funding has been authorized.

SECTION 2. The Mayor and/or Fiscal Officer are hereby authorized to execute and submit the participation agreement with ODOT on behalf of the Village of South Russell.

SECTION 3. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees on or after December 2, 1975, that resulted in formal action, were in meetings open to the public in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

SECTION 4. That this Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health and safety of the inhabitants of the Village and for the further reason to ensure the Village's participation in ODOT's annual road salt contract by May 1, 2026; wherefore, provided it receives the affirmative vote of at least two-thirds (2/3) of all members elected to Council, this Ordinance shall be in full force and effect from and immediately upon its passage by this Council.



Mayor – Presiding Officer

ATTEST:



Fiscal Officer

I certify that Ordinance No. 2026-35 was duly enacted on the 27th day of April 2026, by the Council of the Village of South Russell, and published in accordance with the Codified Ordinances of the Village.



Fiscal Officer