

RECORD OF PROCEEDINGS

MINUTES OF THE

BOARD OF CANFIELD TOWNSHIP TRUSTEES

55

Meeting held on June 3, 2016 at 8:00 A.M.

Canfield Township Trustees met in Special Session in the Canfield Township Hall, on Friday, June 3, 2016, at 8:00am. Chairman Governor called the meeting to order at 8:00am. This special meeting was advertised as required by the Ohio Sunshine Law and ran in the *Youngstown Vindicator* on June 2, 2016 as follows:

Canfield Township Trustees will meet in Special Session on Friday, June 3, at 8:00 am in the Township Hall, 21 S. Broad St, Canfield, to discuss the purchase of salt for the upcoming winter season.

Chairman Governor requested that Carmen I Heasley, Fiscal Officer, call the attendance roll:

Attendance Roll Call

Mr. Paloski	present,
Ms. Cartwright	present,
Mr. Governor	present

Mr. Governor requested that Mr. Rogers explain concerns about the 2016 – 2017 Salt Program. He stated that the County Engineer didn't believe it was possible for the Township to be part of the County's purchase, therefore Mr. Rogers contacted the State Purchasing Program and had the offer extended until today; thereby requesting that the Board pass the required resolution to enter into an agreement with the State for the 2016 - 2017 Salt Program.

RESOLUTION 2016-06-03-76 RESOLUTION AUTHORIZING PARTICIPATION in the 2016-2017 Salt Program IN THE ODOT WINTER CONTRACT (018-17) FOR ROAD SALT

Ms. Cartwright moved to approve: WHEREAS, the CANFIELD TOWNSHIP, MAHONING COUNTY (hereinafter referred to as the "Political Subdivision") 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. The Political Subdivision 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. The Political Subdivision 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 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 winter road salt contract and agrees to hold the Department of

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Transportation harmless for any claims, actions, expenses, or other damages arising out of the Political Subdivision’s participation in the winter road salt contract; and

d. The Political Subdivision hereby requests through this participation agreement a total of **1,075 tons** of Sodium Chloride (Road Salt) of which 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 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. 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 winter 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 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 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. The Department 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 the following authorized person(s) that this participation agreement for the ODOT winter road salt contract is hereby approved, funding has been authorized, and the Political Subdivision agrees to the above terms and conditions regarding participation in the ODOT winter salt contract. The Motion was seconded by Mr. Governor. Roll Call: Mr. Paloski, yes; Ms. Cartwright; yes; Mr. Governor, yes. Motion carried 3 to 0.

Meeting Dates: Next meeting will be the investment workshop on June 7 at 8:30am and has been already advertised as such. The next regular meeting will be held on June 14 at 7pm.

ADJOURNMENT

With no further business before the Board, the Chairman adjourned at 8:06am.

Mr. Brian W. Governor, Chairman

Ms. Marie Izzo Cartwright, Vice-Chairman

Mr. Joseph N. Paloski, Trustee

Ms. Carmen I. Heasley, Fiscal Officer