

**ORDINANCE NO. 26-034**  
**Sponsored by Council Member Tom Stugmyer**

**AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO PURCHASE MATERIALS FOR CITYLINK'S FIBER-TO-THE-HOME PROJECT (FIBER PROJECT) FROM GRAYBAR ELECTRIC THROUGH THE OMNIA PARTNERS, PUBLIC SECTOR COOPERATIVE PURCHASING ORGANIZATION OR A VENDOR OFFERING A LOWER PRICE ON A SPECIFIC ITEM UNDER ANOTHER STATE-APPROVED PURCHASING COOPERATIVE AND DECLARING AN EMERGENCY**

**WHEREAS**, section 9.48 of the Ohio Revised Code permits a political subdivision to participate in a joint purchasing program operated by or through a national or state association of political subdivisions in which the purchasing political subdivision is eligible for membership, and the materials are available under Graybar's OMNI Partners, Public Sector Cooperative Purchasing Contract/ Organization or a vendor offering a lower price on a specific item under another state approved purchasing cooperative and section 125.04 of the Ohio Revised Code permits a political subdivision to participate in purchase contracts of the Ohio Department of Administrative Services, and

**WHEREAS**, the Director of Public Service has determined that needed materials are available for purchase from Graybar Electric, Inc. through its OMNIA Partners, Public Sector Cooperative Purchasing Contract/ Organization or a vendor offering a lower price on a specific item under another state approved purchasing cooperative and that it is in the best interest of the City of Wadsworth to purchase the needed materials through participation in the said OMNIA Partners contract, and

**WHEREAS**, pursuant to section 735.05 of the Ohio Revised Code, authorization of this Council is required for the Director of Public Service to make an expenditure exceeding seventy-five thousand dollars; **NOW THEREFORE**

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WADSWORTH, STATE OF OHIO:**

**Section 1.** That the Director of Public Service is hereby authorized to purchase materials for CityLink's Fiber-to-the-Home Project from Graybar Electric through its OMNIA Partners Public Sector Cooperative Purchasing organization or a vendor offering a lower price on a specific item under another state-approved purchasing cooperative, pursuant to section 9.48 of the Ohio Revised Code, in an amount not to exceed three hundred thousand dollars (\$300,000.00).

**Section 2.** That it is found and determined that all formal actions of this Council concerning and relating to the passage of this ordinance were passed in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with the law, including Section 121.22 of the Ohio Revised Code.

**Section 3.** That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, and safety in the City of Wadsworth in order to continue progress of an ongoing project; **WHEREFORE**, this ordinance shall go into immediate effect provided that it receives a two-thirds vote of all members of city council. If it receives approval by a majority of the members but less than a two-thirds vote, then it shall be effective at the earliest time permitted by law.

Passed: \_\_\_\_\_

\_\_\_\_\_  
President of Council

Attest: \_\_\_\_\_

Clerk of Council

Approved: \_\_\_\_\_

\_\_\_\_\_  
Mayor

1<sup>st</sup> Rdg. \_\_\_\_\_

2<sup>nd</sup> Rdg. \_\_\_\_\_

3<sup>rd</sup> Rdg. \_\_\_\_\_

Passed: yes \_\_\_\_\_ no \_\_\_\_\_

Vote: aye \_\_\_\_\_ nay \_\_\_\_\_

Immediate Effect: yes \_\_\_\_\_ no \_\_\_\_\_

**CERTIFICATE OF PUBLICATION**

I, Julie Darlington, Clerk of Council of the City of Wadsworth, State of Ohio, do hereby certify that the foregoing ordinance was duly published in the *Medina Gazette* and at <http://www.publicnoticesohio.com/> on \_\_\_\_\_ and \_\_\_\_\_, which is for two consecutive weeks as required by section 731.21 of the Ohio Revised Code.

\_\_\_\_\_  
Julie Darlington  
Clerk of Council  
City of Wadsworth