

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2025 – 049

By: Mayor Perciak and All Members of Council

AN ORDINANCE ENACTING SECTION 238.10 OF CHAPTER 238 OF TITLE SIX OF PART TWO-ADMINISTRATION CODE OF THE CODIFIED ORDINANCES OF THE CITY OF STRONGSVILLE IN ORDER TO ESTABLISH THE CONDITIONS FOR GOVERNMENT COOPERATIVE PURCHASING IN THE CITY OF STRONGSVILLE, AND DECLARING AN EMERGENCY.

WHEREAS, the City of Strongsville has legal authority to establish its own laws and procedures to expend funds pursuant to Article XVIII, Section 3 of the Ohio Constitution and Article I, Section 2 of the Strongsville City Charter; and

WHEREAS, the Council, by unanimous vote, has the legal authority pursuant to Article V, Section 5 to authorize expenditures of funds of the City exceeding the limitations set by the Charter, the Strongsville Codified Ordinances and Ohio Revised Code; and

WHEREAS, the Council hereby authorizes the Mayor to make expenditures of City funds without public bidding for certain state and federal purchasing programs.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF STRONGSVILLE, COUNTY OF CUYAHOGA AND STATE OF OHIO, BY UNANIMOUS AFFIRMATIVE VOTE:

Section 1. That Section 238.10 of Chapter 238 of Title Six of Part Two-Administration Code of the City of Strongsville be and is hereby enacted to read in its entirety as follows:

238.10 GOVERNMENT COOPERATIVE PURCHASING.

The Mayor, with the approval of a majority of Council, is authorized to make expenditures of the funds of the City without public bidding in dollar amounts exceeding the limit set by Council in Section 238.09 of this Chapter, in the following specific cases:

- (a) Department of Administrative Services. The Mayor is hereby authorized to participate in contracts which the Ohio Department of Administrative Services, Office of Procurement Services, which such Department has entered into for the purchase of supplies, services, equipment and certain materials pursuant to Ohio R. C. 125.04, or any successor statute and Article V, Section 5 of the City Charter.
 - (1) The Mayor is hereby further authorized to agree, on behalf of the City, to be bound by all contract terms and conditions as the Ohio Department of Administrative Services, Office of Procurement Services, prescribes, subject to approval by the Law Director. Such terms and conditions may include a reasonable fee to cover the administrative costs which the Ohio Department of Administrative Services incurs as a result of the City's participation in a contract.

- (2) The Director of Finance is hereby authorized, per agreement with the Ohio Department of Administrative Services, to directly pay the vendor under each such State contract in which the City participates, for items it receives pursuant to the contract, and the City further agrees to make such direct payments to the vendor upon the request of, or per agreement with, the Ohio Department of Administrative Services.
- (b) Department of Transportation. The Mayor is hereby authorized to participate in contracts of the Ohio Department of Transportation for the purchase of machinery, materials, supplies or other articles which such Department has entered into pursuant to Ohio R.C. 5513.01(B) or any successor statute, and Article V, Section 5 of the City Charter.
 - (1) The Mayor is hereby further authorized to agree, on behalf of the City, to be bound by all contract terms and conditions as the Ohio Department of Transportation prescribes, subject to approval by the Law Director. Such terms and conditions may include a reasonable fee to cover the administrative costs which the Ohio Department of Transportation incurs as a result of the City's participation in a contract.
 - (2) The Director of Finance is hereby authorized, per agreement with the Ohio Department of Transportation, to directly pay the vendor under each such State contract in which the City participates, for items it receives pursuant to the contract, and the City further agrees to make such direct payments to the vendor upon the request of, or per agreement with, the Ohio Department of Administrative Services.
- (c) Ohio Schools Council Cooperative Purchasing Program. The Mayor is hereby authorized to participate in contracts which the Ohio Schools Council has entered into for the purchase of supplies, services, equipment and certain materials, pursuant to Article V, Section 5 of the City Charter.
 - (1) The Mayor is hereby further authorized to agree, on behalf of the City, to be bound by all contract terms and conditions as the Ohio Schools Council prescribes, subject to approval by the Law Director. Such terms and conditions may include a reasonable fee to cover the administrative costs which the Ohio Schools Council incurs as a result of the City's participation in a contract.
 - (2) The Director of Finance is hereby authorized, per agreement with the Ohio Schools Council, to directly pay the vendor under each such Ohio Schools Council contract in which the City participates, for items it receives pursuant to the contract, and the City further agrees to make such direct payments to the vendor upon the request of, or per agreement with, the Ohio Schools Council.
- (d) Cuyahoga County Department of Public Works. The Mayor is hereby authorized to participate in contracts which the Cuyahoga County Department of Public Works has entered into under the Cuyahoga Countywide Preventive Maintenance Program, for the purchase of supplies, services, equipment and certain materials, pursuant to Ohio


R.C. 302.21 or any successor statute, and Article V, Section 5 of the City Charter.

- (1) The Mayor is hereby further authorized to agree, on behalf of the City, to be bound by all contract terms and conditions as the Cuyahoga County Department of Public Works prescribes under the Cuyahoga Countywide Preventive Maintenance Program, subject to approval by the Law Director. Such terms and conditions may include a reasonable fee to cover the administrative costs which the Cuyahoga County Department of Public Works incurs as a result of the City's participation in a contract.
 - (2) The Director of Finance is hereby authorized, per agreement with the Cuyahoga County Department of Public Works, to directly pay the vendor under each such County contract in which the City participates, for items it receives pursuant to the contract under the Cuyahoga Countywide Preventive Maintenance Program, and the City further agrees to make such direct payments to the vendor upon the request of, or per agreement with, the Cuyahoga County Department of Public Works.
- (e) United States General Services Administration (GSA). The Mayor is hereby authorized to participate in contracts entered into by the United States General Services Administration (GSA) through its Multiple Awards Schedule (MAS) Program for the purchase of supplies, services, equipment and certain materials, pursuant to Title III of the Federal Property and Administrative Services Act of 1949 (41 U.S.C. 251 et seq.) and Title 40, U.S. C. 501, Services for Executive Agencies or any successor statute, and Article V, Section 5 of the City Charter.
- (1) The Mayor is hereby further authorized to agree, on behalf of the City, to be bound by all contract terms and conditions as the General Services Administration (GSA) Multiple Awards Schedule Program prescribes, subject to approval by the Law Director. Such terms and conditions may include a reasonable fee to cover the administrative costs which the General Services Administration (GSA) Federal Acquisition Service Program incurs as a result of the City's participation in a contract.
 - (2) The Director of Finance is hereby authorized to directly pay the vendor under each such GSA contract in which the City participates and for items it receives pursuant to the contract under the General Services Administration (GSA) Multiple Awards Schedule Program.
- (f) Certification of Equivalency. A purchase that is not made under a cooperative purchasing contract as set forth herein and that does not use a competitive selection method can be approved if the purchase can be made at a lower price and/or more favorable terms as compared to an approved cooperative purchasing entity contract.

Section 2. That 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 3. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety and welfare of the City, and for the further reason this Ordinance will allow the City to operate more efficiently and promptly in municipal purchasing and delivery of services to the residents, and to conserve public funds. Therefore, provided this Ordinance receives the unanimous vote of all members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor.



President of Council

Date Passed: April 21, 2025

Approved: 

Mayor

Date Approved: April 21, 2025

Attest: 

Clerk of Council

	<u>Yea</u>	<u>Nay</u>
Carbone	<input checked="" type="checkbox"/>	_____
Clark	<input checked="" type="checkbox"/>	_____
Kaminski	<input checked="" type="checkbox"/>	_____
Kosek	<input checked="" type="checkbox"/>	_____
Roff	<input checked="" type="checkbox"/>	_____
Short	<input checked="" type="checkbox"/>	_____
Spring	<input checked="" type="checkbox"/>	_____

Ord. No. 2025-049 Amended: _____
1st Rdg. 04-21-25 Ref: _____
2nd Rdg. Suspended Ref: _____
3rd Rdg. Suspended Ref: _____

Public Hrg. _____ Ref: _____
Adopted: 04-21-25 Defeated: _____