

**ORDINANCE NO. 31-17**

**AN ORDINANCE BY TROTWOOD CITY COUNCIL REPEALING OLD SECTION 105.01 "PURCHASING; CONTRACTS" AND ENACTING NEW SECTION 105.01 "PURCHASING; CONTRACTS".**

**WHEREAS**, Codified Ordinances Section 105.01 of the City of Trotwood, Ohio provides the requirements for purchasing and entering into contracts; and

**WHEREAS**, the Trotwood City Council has determined that it would be in the best interest of the City to adopt a new Section 105.01 entitled "Purchasing; Contracts" of the Codified Ordinances of the City of Trotwood, Ohio to amend the amount required to be subject to competitive bidding procedures.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TROTWOOD, STATE OF OHIO, THAT:**

**SECTION I:** That Section 105.01 entitled "Purchasing; Contracts" in Chapter 105 "Financial Procedures" of the Codified Ordinances of the City of Trotwood, Ohio be repealed.

**SECTION II:** That a new 105.01 entitled "Purchasing; Contracts" in Chapter 105 "Financial Procedures" of the Codified Ordinances of the City of Trotwood, Ohio be enacted to read as set forth in Exhibit A with deletions in ~~striketrough~~ and additions in **bold** and underlined, which is attached hereto and incorporated herein.

**SECTION III:** It is hereby 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 any and all deliberations of this Council that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including, but not limited to Section 121.22 of the Ohio Revised Code.

**SECTION IV:** This Ordinance shall take effect at the earliest time allowed by law.

Passed this \_\_\_\_\_ day of \_\_\_\_\_ 2017.

**ATTEST:**

**APPROVED:**

\_\_\_\_\_  
DAVID YOUNG  
DEPUTY CLERK OF COUNCIL

\_\_\_\_\_  
MARY A. MCDONALD  
MAYOR

\_\_\_\_\_  
BETTYE L. GALES  
VICE-MAYOR

**CERTIFICATE OF RECORDING OFFICER**

I, \_\_\_\_\_, Clerk of the City of Trotwood, Ohio,  
do hereby certify that the foregoing Ordinance is a true and correct copy of Ordinance No.  
31-17 passed by the Trotwood City Council on the \_\_\_\_\_ day of \_\_\_\_\_  
2017.

IN TESTIMONY WHEREOF, witness by hand and official seal this \_\_\_\_\_ day of  
\_\_\_\_\_ 2017.

\_\_\_\_\_  
David Young  
Deputy Clerk of Council

## EXHIBIT A

### 105.01 PURCHASING; CONTRACTS.

(a) The City Manager, or his designee, is authorized to make any contract, purchase supplies, equipment, material or provide labor for any work for the City involving an expenditure of not more than ~~twenty-five~~ **thirty-five** thousand dollars (\$~~25~~**35**,000).

(b) When an expenditure for any purpose mentioned in subsection (a) hereof, exceeds ~~twenty-five~~ **thirty-five** thousand dollars (\$~~25~~**35**,000), the City Manager, or his designee, shall take bids and Council shall, by resolution, authorize and direct the City Manager, or his designee, to make and execute all necessary contracts and to make such expenditures according to the procedure hereafter set forth.

(c) The authorization contained in subsections (a) and (b) hereof shall include, but not be limited to, contracts involving the joint purchase of supplies, equipment, materials or to provide labor with other jurisdictions, and regional authorities, provided, however, that with respect to the City Manager's authority under subsection (a) hereof requiring no bids, he shall not have the authority to bind the City into a contract with other jurisdictions or regional authority if the City's joint or several liability thereunder may exceed ~~twenty-five~~ **thirty-five** thousand dollars (\$~~25~~**35**,000).

~~(d) Anything contained in subsection (a), (b) and (c) hereof notwithstanding, the City Manager is authorized to purchase any equipment without bid, if such equipment has an anticipated life of more than two years and costs no more than thirty-five thousand dollars (\$35,000), provided he shall first have obtained the written consent by a majority vote of Council.~~