

**CITY OF CHEVIOT
STATE OF OHIO**

ORDINANCE NO. 15 – 1

TO AMEND SECTION 35.63 OF THE CHEVIOT CODE OF ORDINANCES.

WHEREAS, Section 35.63 of the Cheviot Code of Ordinances currently reads as follows:

§ 35.63 EXPENDITURES.

The safety-service director may make any contract, purchase supplies or material, or provide labor for any work under the supervision of the department of public service involving not more than \$15,000. When an expenditure within the department, other than the compensation of persons employed therein, exceeds \$15,000, such expenditure shall first be authorized and directed by ordinance or resolution of the city council. When so authorized and directed, except where the contract is for equipment, services, materials, or supplies to be purchased under R.C. §§ 713.23(D), 125.04, or 5513.01 or available from a qualified non-profit agency pursuant to R.C. §§ 4115.31 to 4115.35, the safety-service director shall make a written contract with the lowest and best bidder after advertisement for not less than two nor more than four consecutive weeks in a newspaper of general circulation within the city.

WHEREAS, the current version of Section 35.63 was passed by this council on May 2, 2000; and

WHEREAS, Section 735.05 of the Ohio Revised Code is the corresponding state law regulating competitive bidding by municipal corporations; and

WHEREAS, since the passage of Section 35.63 by the council of the City of Cheviot, the state legislature has amended Section 735.05 of the Ohio Revised Code three times; and

WHEREAS, the state legislature has raised the dollar amount required for competitive bidding and has made some changes with respect to the publication requirement; and

WHEREAS, it is the intention of this council that the city ordinance regulating competitive bidding be similar to, and no more restrictive than, the governing state law;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CHEVIOT, STATE OF OHIO, THAT:

Section 1. Section 35.63 of the Cheviot Code of Ordinances shall be amended to read as follows:

§ 35.63 EXPENDITURES.

The safety-service director may make any contract, purchase supplies or material, or provide labor for any work under the supervision of the department of public service involving not more than \$50,000. When an expenditure within the department, other than the compensation of persons employed therein, exceeds \$50,000, such expenditure shall first be authorized and directed by ordinance or resolution of the city council. When so authorized and directed, except where the contract is for equipment, services, materials, or supplies to be purchased under R.C. §§ 713.23(D), 125.04, or 5513.01 or available from a qualified non-profit agency pursuant to R.C. §§ 4115.31 to 4115.35, the safety-service director shall make a written contract with the lowest and best bidder after advertisement for not less than two nor more than four consecutive weeks in a newspaper of general circulation within the city, or as provided in R.C. § 7.16.

Section 2. This ordinance shall become effective on the eleventh day after the first publication in a newspaper of general circulation by the Clerk of Council.

Deborah M. Slaughter
Deborah M. Slaughter
President of Council

March 3, 2015
Date passed

Samuel D. Keller
Samuel D. Keller
Mayor

3/3/15
Date approved

APPROVED AS TO FORM:

Mark G. Waters
MARK G. WATERS
LAW DIRECTOR

Samuel D. Keller

ary 3, 2015
ary 17, 2015
13, 2015

CERTIFICATION OF PUBLICATION

Clerk of the Council of the City of Cheviot, Ohio, hereby certify that the foregoing ordinance, was published in the *Western Hills Press*, a newspaper of general circulation in the City of Cheviot, Ohio, in accordance with Section 731.21 of the Ohio Revised Code, on the following dates :

3-11 _____, 2015, and
3-18 _____, 2015.

Samuel D. Keller
Clerk of Council