

Village of Mantua, Ohio
ORDINANCE 2023-36

**AN ORDINANCE AMENDING SECTIONS 121.02 AND 133.02 OF THE CODIFIED
ORDINANCES OF THE VILLAGE OF MANTUA REGARDING COMPETITIVE
BIDDING THRESHOLDS.**

WHEREAS, with passage of the 2024-2025 biennial budget bill, (Sub. H.B. 33), the Ohio State Legislature has increased the competitive bidding threshold for municipalities to seventy-five thousand dollars, effective October 3, 2023; and

WHEREAS, this Council desires to amend the Codified Ordinances of the Village of Mantua in order to maintain consistency with state law.

NOW THEREFORE, BE IT ORDAINED by the Council of the Village of Mantua, Ohio, a majority or more of the members elected thereto concurring, that:

SECTION 1. Existing sections 121.02(b), (c) and (d), and 133.02(d) and (f) of the Codified Ordinances of the Village of Mantua are hereby repealed.

SECTION 2. Sections 121.02(b), (c) and (d) of the Codified Ordinances of the Village of Mantua are hereby enacted as set forth in “Exhibit A”, attached hereto and incorporated herein by reference.

SECTION 3. Sections 133.02(d) and (f) of the Codified Ordinances of the Village of Mantua are hereby enacted as set forth in “Exhibit B”, attached hereto and incorporated herein by reference.

SECTION 4. All other provisions of the Codified Ordinances of the Village of Mantua, including the remaining sections of sections 121.02 and 133.02, shall remain in full force and effect.

SECTION 5. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees that resulted in such formal actions were in meetings open to the public, in compliance with Section 121.22 of the Ohio Revised Code.

SECTION 6. This Ordinance shall be effective after passage by at least a majority of the members elected to the Mantua Village Council at the earliest time allowed by law.

PASSED IN COUNCIL this 17th day of October, 2023.

ATTEST:

Linda Clark, Mayor

Maryann Fabian, Fiscal Officer

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I hereby certify the above Ordinance was duly posted as required pursuant to Mantua Village Codified Ordinances Section 123.01 for no less than two consecutive weeks, beginning on the _____ day of _____, 2023.

Maryann Fabian, Fiscal Officer

Approved as to Legal Form:

Michele Stuck, Solicitor

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“Exhibit A”
[Council - Bids, Contracts and Purchasing]

(b) In obtaining any type of construction or other contract work for the Village in the amount of not less than three thousand dollars (\$3,000.00) nor more than seventy-five thousand dollars (\$75,000.00), the Village must obtain written quotes on the work from not less than three contractors to be submitted on standard form information quote forms promulgated and provided by the Village.

(c) No purchase or construction or other contract involving an expenditure of more than seventy-five thousand dollars (\$75,000.00), other than contracts for professional services, shall be made except from or with the lowest or best bidder as determined by Council after advertising for bids once a week for a period of at least two weeks in a newspaper of general circulation within the Municipality, provided, however, that Council may authorize purchases or enter into contracts involving an expenditure of more than seventy-five thousand dollars (\$75,000.00) without advertising and formal bidding if it determines and declares by affirmative vote of at least two-thirds of the total number of all members elected thereto that a real and present emergency exists affecting the public health, safety or welfare, specifying the nature thereof in its minutes.

(d) Expenditures exceeding seventy-five thousand dollars (\$75,000.00) for the performance of professional design services shall be exempt from the competitive bidding requirement but shall require Council approval following selection of the design professional to whom such contract is to be awarded in accordance with the statutory procedures of Ohio R.C. 153.65- 153.71.

“Exhibit B”
[Village Administrator Powers and Duties]

(d) Has authority to make contracts, purchase supplies and materials and provide labor for any work under his/her supervision involving not more than seventy-five thousand dollars (\$75,000.00), provided, however, that such contracts do not exceed the sum of three thousand dollars (\$3,000). This Council deems any purchases and/or contracts exceeding three thousand dollars (\$3,000) to be non-routine transactions and are subject to the provisions of subsection (e), herein.

...

(f) Contracts and purchases in excess of seventy-five thousand dollars (\$75,000.00) shall be made in conformance with Ohio Revised Code sections 735.05 through 735.07 and all other relevant provisions of law.