ORDINANCE NO. 2003-03
VILLAGE OF BUCKEYE LAKE, OHIO

AN ORDINANCE TO PUBLISH AN INVITATION TO BID TO PURCHASE AND INSTALL AN OUTDOOR WARNING SIREN

WHEREAS, the Village of Buckeye Lake, Licking County, Ohio, needs to secure a Tornado Warning/Fire Siren capable of operation at all times;

WHEREAS, the Village Clerk of the Village of Buckeye Lake issued, at the direction of Council, Invitations To Bid, for the purpose of receiving competitive bids for the purchase and installation of said siren, which bids were due to be received at the office of the Village Clerk by 12:00 noon on Friday, December 27, 2002;

WHEREAS, it is the judgment of the Village of Buckeye Lake that only one of the bids received was responsive to the specifications set forth in the Invitation to Bid, but that bid was received past the hour stated as the time by which bids must be received, and therefor, all bids were rejected;

WHEREAS, there are sufficient funds available in the general fund for such purpose; and

WHEREAS, it is necessary for the public health, safety, welfare and morals of the Village that this Ordinance be adopted immediately without delay.

NOW THEREFORE, BE IT RESOLVED BY THE LEGISLATIVE AUTHORITY OF THE VILLAGE OF BUCKEYE LAKE:

Section 1. That the Clerk again advertise, in a newspaper of general circulation, for a period of two consecutive weeks, an invitation to bid which is the same is the invitation to bid previously published for the outdoor warning Siren.

Section 2. That the Clerk is authorized to pay to the appropriate newspaper, the costs associated with the publication of said invitation to bid.

Section 3. Council declares this to be an emergency measure immediately necessary for the preservation of the public health, safety, welfare, and morals, such emergency arising out of the necessity to provide for the continued and effective operation of the Village government without the due delay and in order to correct a situation now deemed undesirable; wherefore this Ordinance shall take effect and be in force from and after its passage and approval by the Mayor.

Section 4. Each section and each part of each section of this Ordinance is hereby declared to be an independent section or part of a section and, notwithstanding any other evidence of legislative intent, it is hereby declared to be the controlling legislative intent that if any such section or part of a section, or any provision thereof, or the application thereof to any person or circumstances, is held to be invalid, the remaining sections or parts of sections and the application of such provision to any other person or circumstances, other than those to which it is held invalid, shall not be affected thereby, and it is further declared to be the legislative intent that the other provisions of this Ordinance would have been adopted independently of such section, sections or parts of a section so held to be invalid.

PASSED: Feb 10, , 2003

APPROVED BY: _____
Frank Foster, Mayor

APPROVAL DATE: Feb. 10, 2003

EFFECTIVE DATE: Feb. March 10, 2003

ATTEST: Lauralyn V. Palmer
Lauralyn Palmer, Clerk

Approved as to Form: Susan J. Kyte