

RESOLUTION NO. 30-25
A RESOLUTION OF THE POLICY BOARD OF THE MICHIANA AREA COUNCIL OF GOVERNMENTS
AUTHORIZING THE PARTICIPATION IN THE STATE OF OHIO COOPERATIVE PURCHASING
PROGRAM

WHEREAS, the Policy Board of the Michiana Area Council of Governments (MACOG) hereby finds and determines that all formal actions relative to the adoption of this resolution were taken in an open meeting of the MACOG Policy Board, were taken in meetings open to the public, in full compliance with applicable legal requirements, including Inc. Code § 5-14-1.5 *et seq.*, and

WHEREAS, Ind. Code § 36-1-7-12 provides, "A governmental entity may make a purchase from any other governmental entity or under another governmental entity's referenced written contract if there is compliance with state purchasing law by the original purchasing unit", and

WHEREAS, Ohio's Cooperative Purchasing Act (AM. Sub. H.B. No. 100), was signed into law on December 4, 1985, and

WHEREAS, effective March 6, 1986, Ohio's Cooperative Purchasing Act provides the opportunity for counties, townships, municipal corporations, regional transit authorities, regional airport authorities or port authorities and school districts, conservancy districts, township park districts and park districts and other authorities, to participate in contracts distributed by the state of Ohio, Department of Administrative Services, Office of Cooperative Purchasing for the purchase of supplies, services, equipment and certain materials, and

WHEREAS, the Policy Board has determined that it is in the best interest of MACOG to be able to utilize contracts distributed by the state of Ohio, Department of Administrative Services, Office of Cooperative Purchasing for the purchase of supplies, services, equipment and/or other materials, where such contracts were obtained utilizing methods which comply with Indiana state purchasing laws and where such contracts provide advantages to MACOG.

BE IT THEREFORE RESOLVED, by the MACOG Policy Board, in and for the MACOG Region including the Counties of Elkhart, Kosciusko, Marshall and St. Joseph, of Indiana authorize that:

1. The Executive Director of MACOG is hereby authorized to participate in state contracts which the Department of Administrative Services, Office of State Purchasing has entered into and the Office of Cooperative Purchasing has distributed for the purchase of supplies, services, equipment and certain other materials, so long as said contracts were obtained utilizing methods which comply with Indiana state purchasing laws.
2. The Executive Director of MACOG is hereby authorized to agree in the name of MACOG to be bound by all contract terms and conditions as the Department of Administrative Services, Office of Cooperative Purchasing prescribes, to the extent such contract terms and conditions are not contrary to Indiana law. Such terms and conditions may include a reasonable annual membership fee to cover the administrative costs which the Department of Administrative Services incurs as a result of MACOG's participation in the contract. Further, MACOG agrees that so long as such contract terms and conditions are not contrary to Indiana law, MACOG will be bound by all such terms and conditions and to not cause or assist in any way the misuse of such contracts or make contract disclosures to non-members of the Coop for the purpose of avoiding the requirements established by ORC 125.04.

RESOLUTION NO. 30-25

3. The Executive Director is hereby authorized to agree in the name of MACOG to directly pay the vendor under each such state contract in which it participates for items it receives pursuant to the contract, and shall directly pay the vendor.

IN WITNESS WHEREOF, this Resolution has been adopted on this 8th day of October 2025.

Michiana Area Council of Governments



David Wood, Policy Board Chair