

Ordinance No. 7987

AN ORDINANCE ACCEPTING REAL PROPERTY ADJACENT TO THE PALMER DRIVE AND WOODHURST DRIVE INTERSECTION

WHEREAS, street improvements to the Palmer Drive and Woodhurst Drive intersection are necessary to accommodate the increased traffic volume around the new school building; and,

WHEREAS, the acquisition of additional property from three adjacent property owners is required to complete the intersection improvements; and,

WHEREAS, Section 715.01 of the Ohio Revised Code authorizes a municipal corporation to acquire property by purchase through a duly-enacted ordinance or resolution by the City Council; and,

WHEREAS, Robert W. Vogel, Jr. and Lana J. Vogel conveyed 0.003 acres of land to the City by quitclaim deed on February 9, 2018; and,

WHEREAS, Beatrice S. Gonzales conveyed 0.0002 acres of land to the City by quitclaim deed on February 12, 2018; and,

WHEREAS, the City of Defiance Board of Education conveyed 0.264 acres of land to the City by quitclaim deed on November 27, 2017; and,

WHEREAS, the City paid the property owners a combined total of \$1,110.87 for the real property; and,

WHEREAS, the City of Defiance Board of Education will fund the entire cost of the intersection improvements;

Now therefore, be it enacted by the Council of the Municipality of Defiance, Ohio, that:

Section 1: The quitclaim deeds from Robert W. Vogel, Jr. and Lana J. Vogel, Beatrice S. Gonzales, and the City of Defiance Board of Education are hereby accepted.

Section 2: All municipal officers are authorized to take such actions as may be necessary or appropriate to secure marketable title to the real property described in the quitclaim deeds.

Section 3: The City Law Director shall record the above-referenced quitclaim deeds with the Defiance County Recorder.

Section 4: It is found and determined that all legislative actions pertaining to the adoption of this Ordinance were taken in Public Session and that all deliberations that affected or influenced any such legislative act, including all deliberations in Committee, were conducted in Public Session or in Executive Session duly convened in accordance with law.

Section 5: This Ordinance shall be effective on the earliest date permitted by law.

Passed: February 27, 2018 David McMaster
President of Council

Attest: Lisa Elders, Clerk

Approved: February 27, 2018 Michael McCann
Mayor

Ordinance No. 7988

AN ORDINANCE APPROVING THE RESURFACING OF THE FIRE STATION FLOOR

WHEREAS, the fire station requires a new Epoxy/Rexthane floor coating; and,

WHEREAS, firefighters rely on the traction and integrity of the floor when responding to emergencies; and,

WHEREAS, the Epoxy/Rexthane floor coating offers a slip-resistant surface when the floor is wet; and,

WHEREAS, the Fire Department selected Pro Floor Design, Inc. as the preferred vendor for preparation and application of the coating at a cost of \$27,621.12;

Now therefore, be it enacted by the Council of the Municipality of Defiance, Ohio, that:

Section 1: The City Administrator is directed to award a contract to Pro Floor Design, Inc. to prepare and apply the Epoxy/Rexthane coating at the fire station based on the price of \$27,621.12 specified in the quotation dated February 9, 2018.

Section 2: The Finance Director is directed to pay the cost of the contract authorized by Section 1 of this Ordinance from appropriated funds allocated for expenditure by Line 201-336-5-2-740-000 of the 2018 annual budget.

Section 3: It is found and determined that all legislative actions pertaining to the adoption of this Ordinance were taken in Public Session and that all deliberations that affected or influenced any such legislative act, including all deliberations in Committee, were conducted in Public Session or in Executive Session duly convened in accordance with law.

Section 4: This Ordinance shall be effective on the earliest date permitted by law.

Passed: February 27, 2018 David McMaster
President of Council

Attest: Lisa Elders, Clerk

Approved: February 27, 2018 Michael McCann
Mayor

Ordinance No. 7989

AN ORDINANCE AWARDING A CONTRACT FOR THE PURCHASE AND INSTALLATION OF PLAYGROUND EQUIPMENT AT HOLGATE AVENUE PARK

WHEREAS, the City purchased new playground equipment through the equipment manufacturer's grant funding program in Ordinance No. 7959 dated November 14, 2017; and,

WHEREAS, Council finds that the purchase of additional equipment is necessary to improve Holgate Avenue Park; and,

WHEREAS, an appropriation of \$22,472.49 is necessary for the purchase and installation of all of the playground equipment; and,

WHEREAS, DWA Recreation, Inc., the equipment manufacturer, is also able to install the equipment and save the City from hiring a new contractor for installation;

Now therefore, be it enacted by the Council of the Municipality of Defiance, Ohio, that:

Section 1: The City Administrator is authorized to enter into a contract with DWA Recreation, Inc. for the installation of the purchased playground equipment in the amount of \$22,472.49 and according to the specifications from the proposal dated February 5, 2018.

Section 2: The Finance Director is authorized to pay the purchase price from appropriated funds allocated for expenditure by Line 403-901-5-2-920009 of the 2018 annual budget and a supplemental appropriation in the amount of \$22,473.00 is hereby made to line 403-901-5-2-920009 of the 2018 annual budget for that purpose.

Section 3: It is found and determined that all legislative actions pertaining to the adoption of this Ordinance were taken in Public Session and that all deliberations that affected or influenced any such legislative act, including all deliberations in Committee, were conducted in Public Session or in Executive Session duly convened in accordance with law.

Section 4: This Ordinance shall be effective on the earliest date permitted by law.

Passed: February 27, 2018 David McMaster
President of Council

Attest: Lisa Elders, Clerk

Approved: February 27, 2018 Michael McCann
Mayor

ORDINANCE NO. 7990

AN ORDINANCE AUTHORIZING THE PURCHASE OF PLAYGROUND EQUIPMENT FOR THE BRONSON PARK SPLASH PARK TODDLER PLAYGROUND AND DECLARING AN EMERGENCY

WHEREAS, the City plans to install a playground for toddlers as part of the Bronson Park Splash Park project; and,

WHEREAS, the City selected DWA Recreation, Inc. as the best supplier of this playground equipment based on design and price; and,

WHEREAS, the Defiance Police Officers' Association donated \$25,000.00 for this specific purchase due to the police theme of the equipment;

Now therefore, be it enacted by the Council of the Municipality of Defiance, Ohio, that:

Section 1: The City Administrator is directed to purchase the police-themed playground equipment detailed in the proposal dated February 16, 2018 from DWA Recreation, Inc. at the quoted price of \$147,655.58.

Section 2: The Finance Director is authorized to pay the purchase price from appropriated funds allocated for expenditure by Line 405-901-52-980880 of the 2018 annual budget.

Section 3: It is found and determined that all legislative actions pertaining to the adoption of this Ordinance were taken in Public Session and that all deliberations that affected or influenced any such legislative act, including all deliberations in Committee, were conducted in Public Session or in Executive Session duly convened in accordance with law.

Section 4: This Ordinance is declared to be an emergency measure necessary to preserve the health, safety or welfare of the community for the reason that the City Administration must order this playground equipment as soon as possible in order to meet the Memorial Day Weekend target opening date. As such, this Ordinance shall be effective immediately upon passage by an affirmative vote of not less than 5 Members of Council and approval of the Mayor.

Passed: February 27, 2018

David McMaster
President of Council

Votes in Favor of Adoption: 7

Votes Opposed to Adoption: 0

Attest: Lisa Elders, Clerk

Approved: February 27, 2018

Michael McCann
Mayor

ORDINANCE NO. 7991

AN ORDINANCE AUTHORIZING THE PURCHASE OF A LARGE SHADE STRUCTURE FOR THE BRONSON PARK SPLASH PARK AND DECLARING AN EMERGENCY

WHEREAS, the City plans to include a 30' x 30' shade structure for residents to enjoy at the Bronson Park Splash Park; and,

WHEREAS, the City Administration selected DWA Recreation, Inc. as the supplier of the structure based on design and price; and,

WHEREAS, the construction and installation of the shade structure will cost an estimated \$24,721.00;

Now therefore, be it enacted by the Council of the Municipality of Defiance, Ohio, that:

Section 1: The City Administrator is directed to pay for the shade structure and installation on the terms specified in the proposal dated February 9, 2018 at the quoted price of \$24,721.00.

Section 2: The Finance Director is directed to pay the purchase price from appropriated funds allocated for expenditure by Line 405-901-52-980880 of the 2018 annual budget.

Section 3: It is found and determined that all legislative actions pertaining to the adoption of this Ordinance were taken in Public Session and that all deliberations that affected or influenced any such legislative act, including all deliberations in Committee, were conducted in Public Session or in Executive Session duly convened in accordance with law.

Section 4: This Ordinance is declared to be an emergency measure necessary to preserve the health, safety or welfare of the community for the reason that the installation must occur in the early spring in order to meet the Memorial Day Weekend target opening date. As such, this Ordinance shall be effective immediately upon passage by an affirmative vote of not less than 5 Members of Council and approval of the Mayor.

Passed: February 27, 2018

David McMaster
President of Council

Votes in Favor of Adoption: 7

Votes Opposed to Adoption: 0

Attest: Lisa Elders, Clerk

Approved: February 27, 2018

Michael McCann
Mayor