

Ordinance No. 7896

AN ORDINANCE AUTHORIZING THE PURCHASE OF A 2017 GMC SIERRA 3500HD FOUR WHEEL DRIVE 171.5" WHEELBASE CREW CAB CHASSIS FROM STYKEMAIN GMC

WHEREAS, a 1999 Chevrolet 3500 pick-up truck assigned for use by the Water Pollution Control Division is no longer sufficiently reliable for use in utility operations; and,

WHEREAS, the aforesaid 1999 Chevrolet is suitable for use by the Division of Parks and Recreation for use within and incident to maintenance of Riverside Cemetery; and,

WHEREAS, bids were solicited and proposals received to supply a new pick-up suitable for use by the Water Pollution Control Division the lowest responsive and responsible proposal was received from Stykemain GMC of Defiance, Ohio, in the amount of \$40,696.00; and,

WHEREAS, Council finds, upon recommendation of the City Administrator and Board of Control, that purchase of the aforesaid vehicle at the price bid by Stykemain GMC is less costly than purchase of an equivalent vehicle through the Ohio Department of Administrative Services because the State Co-Operative Purchasing Program price is quoted as F.O.B. Flint, Michigan, and the cost to secure delivery of the vehicle to Defiance would exceed the nominal difference in purchase prices established by the competing offers;

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

Section 1: The City Administrator is authorized to purchase one 2017 GMC Sierra 3500 HD four wheel drive 171.5" wheelbase crew cab chassis conforming to the specifications detailed in the accepted bid dated February 27, 2017, and at the bid price of \$40,696.00, from Stykemain GMC of Defiance, Ohio.

Section 2: .The City Administrator is authorized to reassign the 1999 Chevrolet 3500 pick-up truck presently assigned for use by the Water Pollution Control Division for use by the Division of Parks and Recreation and is further authorized to sell or otherwise dispose of the 1997 Ford F-350 dump bed pick-up truck presently assigned for use by the Division of Parks and Recreation as a Riverside Cemetery maintenance vehicle as municipal surplus using any means authorized by general Ordinance.

Section 3: The Finance Director is authorized to pay the purchase price from appropriated funds allocated for expenditure by Line 590-540-5-2-730-117 of the 2017 annual budget and is directed to credit any proceeds of sale received upon disposal of the 1997 Ford F-350 dump bed pick-up truck to the Water Pollution Control Fund..

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

Passed: March 7 _____, 2017

Michael Ketcham

President of Council

Attest: Lisa Elders _____, Clerk

Approved: March 7 _____, 2017

Michael McCann

Mayor

ORDINANCE NO. 7896

AN ORDINANCE AUTHORIZING A CONTRACT WITH STRAND ASSOCIATES, INC. FOR PROFESSIONAL ENGINEERING AND DESIGN SERVICES AND DECLARING AN EMERGENCY

WHEREAS, the City has identified a compelling need to reconstruct East High Street in 2018 to accommodate traffic diversions reasonably expected to result from the anticipated closure of Clinton Street by the Ohio Department of Transportation in 2019; and,

WHEREAS, water distribution, sewage collection and drainage facilities located within the East High Street right-of-way must be redesigned and reinstalled to assure cost effective reconstruction of the street; and,

WHEREAS, to assure reconstruction of East High Street in 2018, all street, water distribution, sewage collection and drainage facilities must be designed in 2017; and,

WHEREAS, City officials properly employed statutory qualifications based selection processes to select Strand and Associates, Inc., as the most qualified consultant to provide the required design services from among those responding to the solicitation; and,

WHEREAS, City officials have negotiated appropriate terms for the performance of the required services on a time and expense basis and at an estimated cost of \$225,600.00;

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

Section 1: The City Administrator is authorized to award a contract to Strand and Associates, Inc., to perform all services described by the proposal entitled "Agreement for General Services–East High Street Reconstruction and Improvements" on file in the office of the City Engineer and on the terms of service and at the prices therein recited.

Section 2: The Finance Director is authorized to pay all costs arising under the terms of the authorized contract from appropriated funds allocated for expenditure by Lines 403-901-5-2-978-102, 589-019-5-2-977-080 and 591-538-5-2-980-880 of the 2017 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 duly convened in accordance with law.

Section 4: This Ordinance is declared to be an emergency measure necessary to preserve the welfare of the community for the reason that the contract must be immediately awarded to assure timely completion of survey work that must be accomplished prior to commencement of design; to coordinate design development with the availability of Ohio Public Works Commission funds heretofore awarded to assist the City with the cost of water distribution improvements; and to facilitate a pending application for an award of Water Pollution Control Loan Funds to fund anticipated sewer improvements. 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: March 7, 2017

Michael Ketcham
President of Council

Votes in Favor of Adoption: 7

Votes Opposed to Adoption: 0

Attest: Lisa Elders, Clerk

Approved: March 7, 2017

Michael McCann
Mayor

ORDINANCE NO. 7898

AN ORDINANCE AUTHORIZING CONDUCT OF A PILOT STUDY TO DETERMINE THE FEASIBILITY OF REPLACING CHLORINE DISINFECTION WITH ULTRA-VIOLET RADIATION DISINFECTION AT THE WATER POLLUTION CONTROL TREATMENT WORKS AND DECLARING AN EMERGENCY

WHEREAS, gaseous chlorine is used to disinfect effluent produced by the Water Pollution Control Treatment Works; and,

WHEREAS, storage and use of gaseous chlorine is inherently dangerous; and,

WHEREAS, comparable treatment processes formerly employed at the Water Treatment Works were modified to achieve disinfection using less hazardous chemical processes; and,

WHEREAS, the revised chemical treatment processes adopted for use at the Water Treatment Works are inappropriate for use at the Water Pollution Control plant; and,

WHEREAS, adoption of newly available UV radiation technologies may provide an inherently safer method for achieving compliance with disinfection requirements at the Water Pollution Control Treatment Works; and,

WHEREAS, a pilot study is required to determine the feasibility, efficacy and cost effectiveness of UV radiation as an alternative disinfection process;

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 Enaqua, a subsidiary of Grundfos Innovation Company, to supply materials, equipment and professional expertise necessary to conduct the UV Pilot Study detailed in the proposal dated January 5, 2017, and now on file in the office of the City Administrator.

Section 2: The Finance Director is authorized to pay the contract price of \$18,994.00 together with any necessary incidental costs that may be incurred in connection with the performance of the authorized study from appropriated funds allocated for expenditure by Line 590-540-5-2-973-004 of the 2017 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 duly convened in accordance with law.

Section 4: This Ordinance is declared to be an emergency measure necessary to preserve the health and safety of the community for the reason that continued use of gaseous chlorine exposes municipal employees and the public to potentially lethal risks of physical injury necessitating that a less hazardous treatment processes be employed if feasible. Immediate execution of the authorized contract is necessary to assure delivery and set up of the test equipment in time to conduct the study during the summer weather conditions in which disinfection is required. 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: March 7, 2017

Michael Ketcham
President of Council

Votes in Favor of Adoption: 7
Votes Opposed to Adoption: 0

Attest: Lisa Elders, Clerk

Approved: March 7, 2017

Michael McCann
Mayor

Ordinance No. 7899

AN ORDINANCE AUTHORIZING THE PURCHASE OF TWO 2017 FORD POLICE CRUISERS FROM MARK MOATS FORD, INC.

WHEREAS, a 2013 Dodge Charger and 2013 Ford Interceptor Sedan purchased for dedicated use as police cruisers are scheduled for replacement in 2017; and,

WHEREAS, The City Administrator solicited proposals to supply two pursuit rated all wheel drive utility vehicles for use as replacement cruisers; and,

WHEREAS, The lowest responsive and responsible bid was received from Mark Moats Ford, Inc., of Defiance, Ohio, to supply two 2017 Ford Police Utility Vehicles at a cost of \$27,750.00 each;

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

Section 1: The City Administrator is authorized to purchase two 2017 Ford Police Utility vehicles conforming to the specifications established by the accepted bid dated January 31, 2017, as revised February 28, 2017, from Mark Moats Ford, Inc., at the quoted price of \$27,750.00 each.

Section 3: Upon delivery of the newly purchased vehicles, the City Administrator is authorized to sell the 2013 Dodge Charger and 2013 Ford Interceptor Sedan presently scheduled for retirement from police service as municipal surplus using any method of sale or disposal authorized by Codified Ordinance 151.04.

Section 4: The Finance Director is authorized to pay the authorized aggregate purchase price of \$55,500.00 from appropriated funds allocated for expenditure by Lines 403-901-5-2-976-054 and 780-301-5-2-945-000 of the 2017 annual budget.

Section 5: 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 duly convened in accordance with law.

Section 6: This Ordinance shall be effective on the earliest date permitted by law.

Passed: March 7, 2017

Michael Ketcham
President of Council

Attest: Lisa Elders, Clerk

Approved: March 7, 2017

Michael McCann
Mayor