

**NOTICE OF PROCEEDINGS**  
**City Council of the City of Defiance, Ohio**  
**Charles D. Beard Council Chambers**  
**City Hall, 631 Perry Street, Defiance, OH 43512**

REGULAR MEETING OF COUNCIL  
TUESDAY MAY 23, 2017  
OPENING COMMENTS – 7:00 P.M.

**SPECIAL GUEST:** DDVB UPDATES ON UPCOMING SUMMER EVENTS

**PUBLIC HEARING:** Bergman Rezoning 1743 E. Second St. (B-3 – Highway and General Business District to R-2 – Medium Density Residence District)

Baden Rezoning 2705 State Rt. 66 S. (S-1 – Special District to A-1 – Agriculture District)

**FIRST READING:** AN ORDINANCE AUTHORIZING A CONTRACT WITH STRAND ASSOCIATES, INC. FOR PROFESSIONAL ENGINEERING AND CONSULTATIVE SERVICES

**FIRST READING:** A RESOLUTION AUTHORIZING SUBMISSION OF AN APPLICATION FOR FUNDING FROM THE OHIO DEPARTMENT OF TRANSPORTATION THROUGH THE DEFIANCE COUNTY TRANSPORTATION IMPROVEMENT DISTRICT

**STUDY SESSION:** NONE

<b>LIAISON ASSIGNMENTS</b>	<b>TIME</b>	<b>DATE</b>	<b>AGENDA</b>
♣ <b>SEWER:</b> <b>KRUTSCH</b>	7:00 P.M.	Tuesday - MAY 2017	NO MEETING
♣ <b>STREETS &amp; SIDEWALK:</b> <b>WAXLER</b>	7:00 P.M.	Tuesday - MAY 2017	NO MEETING
♣ <b>UTILITIES, GAS &amp; LIGHTS:</b> <b>ORZOLEK</b>	7:00 P.M.	Tuesday - MAY 2017	NO MEETING
♣ <b>POLICE &amp; FIRE:</b> <b>LUNDBERG</b>	7:00 P.M.	Tuesday - MAY 2017	NO MEETING
♣ <b>TRAFFIC COMMISSION:</b> LEONARD, Mayor, Cereghin, Shafer, Wilkins, Warner, Orzolek, Hancock, Krutsch	5:30 P.M.	2 <sup>nd</sup> Tuesday - MAY 2017	NO MEETING
♣ <b>FINANCE:</b> <b>ENGEL</b>	7:00 P.M.	Tuesday - MAY 2017	NO MEETING
♣ <b>BUILDING AND LANDS:</b> <b>HANCOCK</b>	7:00 P.M.	Tuesday - MAY 2017	NO MEETING
♣ <b>WATER:</b> <b>LUNDBERG</b>	7:00 P.M.	Tuesday - MAY 2017	NO MEETING
♣ <b>ECONOMIC DEVELOPMENT:</b> <b>PIERCE</b>	7:00 P.M.	Tuesday - MAY 2017	NO MEETING,
♣ <b>COMMUNITY INTERACTION:</b> <b>PIERCE</b>	7:00 P.M.	Tuesday - MAY 2017	NO MEETING
♣ <b>BOARD OF CONTROL MEETING:</b> <b>MAYOR</b> , Leonard, Williams, Lehner	9:00 A.M.	Tuesdays and Thursdays	POSTED AT 631 PERRY STREET

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE AUTHORIZING A CONTRACT WITH STRAND ASSOCIATES, INC. FOR PROFESSIONAL ENGINEERING AND CONSULTATIVE SERVICES**

**WHEREAS**, nutrient loading of the upper Maumee River encourages development of cyanobacteria colonies that can contaminate river water to such a degree that it cannot be purified for human consumption using conventional methods; and,

**WHEREAS**, more precise monitoring of nutrient levels in the upper Maumee River is essential to minimize the risk of cyanobacteria “algal blooms” occurring in the municipal reservoir; and,

**WHEREAS**, such monitoring can be achieved by enlisting the aid of officials responsible for the management of public lands located upstream of the City of Defiance; and,

**WHEREAS**, the City is uniquely positioned to contribute to Federal, State and regional efforts to reduce nutrient loading in the Maumee River by reason of the municipality’s location at the confluence of the upper Maumee River with the Tiffin River and Auglaize River, said three streams contributing an estimated 85% of all agricultural nutrients entering Lake Erie via the lower Maumee River; and,

**WHEREAS**, the City is uniquely positioned to contribute to Federal, State and regional efforts to reduce nutrient loading in the Maumee River by reason of the municipal government’s ownership of flood plain lands bordering all three streams and City officials on-going cooperation with environmental scientists affiliated with the University of Toledo to identify municipally-owned locations that may be suitable for research and experimental treatment facilities; and,

**WHEREAS**, City officials require technical assistance to develop a watershed-based framework to encourage regional efforts to reduce non-point source pollution of the Maumee River, selected Strand and Associates, Inc., as the most qualified consultant to provide the required services and negotiated appropriate terms for the performance of the required services on a time and expense basis subject to a maximum cost of \$25,000.00;

**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 for Development of a Phosphorous Reduction Framework Document*” 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 line 590-541-5-2-973-004 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 shall be effective on the earliest date permitted by law.

Passed: \_\_\_\_\_, 2017

\_\_\_\_\_  
President of Council

Attest: \_\_\_\_\_, Clerk

Approved: \_\_\_\_\_, 2017

\_\_\_\_\_  
Mayor

RESOLUTION No. \_\_\_\_\_

**A RESOLUTION AUTHORIZING SUBMISSION OF AN APPLICATION  
FOR FUNDING FROM THE OHIO DEPARTMENT OF  
TRANSPORTATION THROUGH THE DEFIANCE COUNTY  
TRANSPORTATION IMPROVEMENT DISTRICT**

**WHEREAS**, the Ohio Department of Transportation has set aside monies for installation of improvements proposed by registered Transportation Improvement Districts; and,

**WHEREAS**, Installation of an industrial parkway conforming to plans and specifications on file in the office of the City Engineer entitled, "*Latchaw Connector Road*" is required to realize economic development opportunities made possible by improvement of US Route 24 and improvement of the US Route 24/State Route 15 interchange; and,

**WHEREAS**, the Ohio Department of Transportation has committed Jobs & Commerce and Section 629 program funds to construction of the desired road; and,

**WHEREAS**, additional financial assistance is required to install the improvements; and,

**WHEREAS**, the Defiance County Transportation Improvement District has identified installation of the proposed connector road as a priority project necessary to the achievement of District objectives;

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

**Section 1:** The City Administrator is directed to submit an application to the Ohio Department of Transportation for an award of Transportation Improvement District Funds to assist the municipality and Defiance County Transportation Improvement District with costs to install transportation improvements conforming to the plans and specifications on file in the office of the City Engineer entitled, "*Latchaw Connector Road*".

**Section 2:** Council acknowledges that acceptance of funds awarded pursuant to the application authorized by Section 1 will obligate the City to comply with all applicable regulations of the Department of Transportation including, but not limited to, Transportation Improvement District program guidelines.

**Section 3:** It is found and determined that all legislative actions pertaining to the adoption of this Resolution 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 Resolution shall be effective on the earliest date permitted by law.

Passed: \_\_\_\_\_, 2017

\_\_\_\_\_  
President of Council

Attest: \_\_\_\_\_, Clerk

Approved: \_\_\_\_\_, 2017

\_\_\_\_\_  
Mayor