

ORDINANCE NO. 8136

AN ORDINANCE AUTHORIZING A CONTRACT TO CONSTRUCT DOWNTOWN ALLEY IMPROVEMENTS AND DECLARING AN EMERGENCY

WHEREAS, the City converted alleys into pedestrian walkways in the downtown district;
and,

WHEREAS, four locations require extension of the curbs and stamped concrete in order to
eliminate vehicular approaches to these alleys; and,

WHEREAS, J&N Builders of Defiance, Ohio submitted the only quote for the construction
of the project at the proposed cost of \$25,064.10; and,

WHEREAS, Council finds that this project will improve the Connectivity Pillar of the Defiance
Community Strategic Plan by creating safer public spaces for pedestrians to travel;

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

Section 1: The City Administrator is directed to enter into a contract with J&N Builders for
construction of the downtown alley improvements more fully described in the scope and
services documentation of Project No. 1717 on file with the City Engineer and at the quoted
price of \$25,064.10.

Section 2: The Finance Director shall pay the contract price from Section 1 from
appropriated funds allocated by expenditure from Line 403-901-5-2-980.890 of the 2019
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 time is of the essence to
complete the project prior to the end of the 2019 construction season. As such, this
Ordinance shall be effective immediately upon passage by an affirmative vote of not less
than five (5) Members of Council and approval of the Mayor.

Passed: June 11 _____, 2019

David McMaster
President of Council

Votes in Favor of Adoption: 7 _____

Votes Opposed to Adoption: 0 _____

Attest: Lisa Elders _____, Clerk

Approved: June 11 _____, 2019

Michael McCann
Mayor

ORDINANCE NO. 8137

AN ORDINANCE AUTHORIZING PAYMENT FOR THE ULTRAVIOLET DISINFECTION SYSTEM PERMIT TO INSTALL AND DECLARING AN EMERGENCY

WHEREAS, Council authorized a design-bid-build contract for an ultraviolet disinfection system at the Water Pollution Control Plant in Ordinance No. 8062 on September 25, 2018; and,

WHEREAS, payment in the amount of \$15,100.00 is due on a permit to install the system from the Ohio Environmental Protection Agency, Division of Environmental and Financial Assistance ("OEPA-DEFA") for the agency to review the system design; and,

WHEREAS, §151.02 of the Codified Ordinances of Defiance, Ohio requires legislative approval by ordinance for all contracts in excess of \$15,000.00; and,

WHEREAS, Council finds that payment for the permit to install for this ultraviolet disinfection system advances the health and wellness pillar of the Defiance Community Strategic Plan as a step to eliminate the use of chlorine gas as a disinfectant;

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

Section 1: The Finance Director shall pay the cost of \$15,100.00 to the Treasurer of the State of Ohio for a permit to install the ultraviolet disinfection system *forthwith* from funds allocated by expenditure from Line 590-540-5-2-980.880 of the 2019 annual budget.

Section 2: The Finance Director is authorized to pay any further incidental expenses for permits and licenses in the design and construction of the ultraviolet disinfection system.

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 payment for the permit to install is due immediately to continue work on the project design. As such, this Ordinance shall be effective immediately upon passage by an affirmative vote of not less than five (5) Members of Council and approval of the Mayor.

Passed: June 11, 2019

David McMaster
President of Council

Votes in Favor of Adoption: 7

Votes Opposed to Adoption: 0

Attest: Lisa Elders, Clerk

Michael McCann
Mayor

Approved: June 11, 2019