

ORDINANCE NO. 8027

AN ORDINANCE AUTHORIZING APPLICATION TO THE OHIO DEVELOPMENT SERVICES AGENCY FOR AN AWARD OF COMMUNITY DEVELOPMENT BLOCK GRANT ALLOCATION PROGRAM FUNDS AND DECLARING AN EMERGENCY

WHEREAS, the Ohio Development Services Agency (“ODSA”) allocates Small Cities Community Development Block Grant (“CDBG”) funds to assist local units of government with the cost of Community Development Activities undertaken to achieve Federal objectives of the Housing & Community Development Act of 1974; and,

WHEREAS, the City Administration aims to make street improvements, construct curbs, sidewalks, and drainage facilities, and develop a park in the Ottawa Avenue neighborhood; and,

WHEREAS, the City desires to participate in the PY 2018 CDBG Community Development Allocation Program to undertake these program-eligible improvements that are not affordable without Small Cities Community Development Block Grant assistance; and,

WHEREAS, Council acknowledges that acceptance of Federal assistance obligates the Municipality to administer the granted funds in accordance with program guidelines and to maintain public facilities and conduct programs in accordance with Federal requirements;

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

Section 1: The City Administrator, as official representative of the Municipality pursuant to Ordinance No. 7825, is hereby authorized to enter into any contract with the ODSA for Housing & Community Development Act assistance as may be available through the PY 2018 CDBG Community Development Allocation Program and is empowered to:

- a) Prepare, execute, and file all documents necessary to make application to the ODSA for a grant of CDBG Community Development Allocation Program assistance;
- b) Provide such certifications and assurances as may be requested to assure that Title I funds are received and expended in full compliance with the Housing & Community Development Act of 1974 and regulations promulgated pursuant thereto including, without limitation, 24 CFR 570.496(a);
- c) Provide such certifications and assurances as may be requested to assure that municipal facilities are constructed and maintained and municipal programs are operated in conformity with anti-discrimination regulations applicable to the municipality by reason of its acceptance of Federal financial assistance; and
- d) Receive and administer funds in order to carry out all programs and activities described by the authorized Community Development Block Grant application in conformity with program guidelines and applicable regulations.

Section 2: 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 3: 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 must file the application authorized by this Ordinance promptly with the ODSA in order to be considered timely and eligible for funding. 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 5 2018

David McMaster
President of Council

Votes in Favor of Adoption: 7

Votes Opposed to Adoption: 0

Attest: Lisa Elders Clerk

Approved: June 11 2018

Michael McCann
Mayor

ORDINANCE NO. 8028

AN ORDINANCE AUTHORIZING THE CITY ADMINISTRATOR TO MAKE APPLICATION FOR, RECEIVE, AND ADMINISTER PROGRAM YEAR 2018 COMMUNITY DEVELOPMENT BLOCK GRANT CRITICAL INFRASTRUCTURE PROGRAM ASSISTANCE AND DECLARING AN EMERGENCY

WHEREAS, the Ohio Development Services Agency (“ODSA”) allocates Community Development Block Grant (“CDBG”) Critical Infrastructure Program funding to make improvements to low to moderate-income areas; and,

WHEREAS, the City of Defiance desires to apply for this competitive grant in the amount of Five Hundred Thousand and No/100 Dollars (\$500,000.00) in order to reconstruct Karnes Avenue from Ottawa Avenue to Summit Street; and,

WHEREAS, Council must authorize the City Administrator to act in connection with the application by Ordinance;

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

Section 1: The City Administrator is designated as the official representative of the City of Defiance, Ohio for purposes relating to the Municipality’s participation in the Program Year 2018 CDBG Critical Infrastructure Program administered by ODSA.

Section 2: The City Administrator is authorized to submit an application to ODSA for the PY 2018 CDBG Critical Infrastructure Program Grant and may provide all information and documentation requested in support of the application.

Section 3: Council acknowledges that participation in the program requires compliance with Federal and State laws, regulations, and program guidelines. The City Administrator is directed to administer such funds as may be received and all work undertaken with CDBG Critical Infrastructure Program funds shall be in strict conformity with all applicable statutes, State and Federal regulations, and program guidelines. The City Administrator is authorized to provide such assurances, information, and documentation as may be requested by ODSA to demonstrate compliance with statutory, regulatory, and program guidelines in making application for, and administration of, funds allocated to the Municipality pursuant to the authorized application.

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 is declared to be an emergency measure necessary to preserve the health, safety, or welfare of the community for the reason that immediate filing of the authorized application is required to receive consideration by ODSA. 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 5, 2018

David McMaster
President of Council

Votes in Favor of Adoption: 7

Votes Opposed to Adoption: 0

Attest: Lisa Elders, Clerk

Approved: June 11 2018

Michael McCann
Mayor

ORDINANCE NO. 8029

AN ORDINANCE AUTHORIZING THE CITY ADMINISTRATOR TO MAKE APPLICATION FOR, RECEIVE, AND ADMINISTER PROGRAM YEAR 2018 COMMUNITY DEVELOPMENT COMPETITIVE NEIGHBORHOOD REVITALIZATION PROGRAM ASSISTANCE AND DECLARING AN EMERGENCY

WHEREAS, the Ohio Development Services Agency (“ODSA”) allocates Community Development Neighborhood Revitalization funding to make improvements to low to moderate-income areas; and,

WHEREAS, the City of Defiance desires to apply for this competitive grant in the amount of Five Hundred Thousand and No/100 Dollars (\$500,000.00) in order to complete street improvements, flood control and drainage facilities, sidewalks, and park enhancements; and,

WHEREAS, Council must authorize the City Administrator to act in connection with the application by Ordinance;

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

Section 1: The City Administrator is designated as the official representative of the City of Defiance, Ohio for purposes relating to the Municipality’s participation in the Program Year 2018 Community Development Competitive Neighborhood Revitalization Program administered by ODSA.

Section 2: The City Administrator is authorized to submit an application to ODSA for the PY 2018 Community Development Competitive Neighborhood Revitalization Program Grant and may provide all information and documentation requested in support of the application.

Section 3: Council acknowledges that participation in the program requires compliance with Federal and State laws, regulations, and program guidelines. The City Administrator is directed to administer such funds as may be received and all work undertaken with Community Development Competitive Neighborhood Revitalization funds shall be in strict conformity with all applicable statutes, State and Federal regulations, and program guidelines. The City Administrator is authorized to provide such assurances, information, and documentation as may be requested by ODSA to demonstrate compliance with statutory, regulatory, and program guidelines in making application for, and administration of, funds allocated to the Municipality pursuant to the authorized application.

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 is declared to be an emergency measure necessary to preserve the health, safety, or welfare of the community for the reason that immediate filing of the authorized application is required to receive consideration by ODSA. 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 5, 2018

David McMaster
President of Council

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

Attest: Lisa Elders, Clerk

Approved: June 11 2018

Michael McCann
Mayor

ORDINANCE NO. 8030

AN ORDINANCE AUTHORIZING THE CITY ADMINISTRATOR TO PURCHASE ROCK SALT AND DECLARING AN EMERGENCY

WHEREAS, quotes to supply seven hundred (700) tons of rock salt for use during the 2018-2019 winter season were properly solicited and Morton Salt, Inc. submitted the lowest responsive and responsible bid in the amount of Sixty-Seven and 16/100 Dollars (\$67.16) per ton; and,

WHEREAS, the total cost of Forty-Seven Thousand Twelve and No/100 Dollars (\$47,012.00) exceeds the discretionary spending authority accorded the Board of Control by Codified Ordinance §151.02;

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 Morton Salt, Inc. to supply seven hundred (700) tons of ice control salt at the quoted price of Sixty-Seven and 16/100 Dollars (\$67.16) per ton.

Section 2: The Finance Director is authorized to pay the purchase price of Forty-Seven Thousand Twelve and No/100 Dollars (\$47,012.00) from Line 204-446-5-2-730-114 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 quoted price is only valid for a period of thirty (30) days from the opening of bids and may increase after June 14, 2018. 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 5, 2018

David McMaster
President of Council

Votes in Favor of Adoption: 7

Votes Opposed to Adoption: 0

Attest: Lisa Elders, Clerk

Approved: June 11 2018

Michael McCann
Mayor