

ORDINANCE NO. 8151

AN ORDINANCE AUTHORIZING A CONTRACT FOR CONSTRUCTION OF ULTRAVIOLET DISINFECTION IMPROVEMENTS FOR THE WATER POLLUTION CONTROL PLANT AND DECLARING AN EMERGENCY

WHEREAS, Council awarded a professional design contract for ultraviolet disinfection improvements at the water pollution control plant in Ordinance No. 8062 on September 25, 2018; and,

WHEREAS, the opinion of probable costs provided by the professional design firm was an estimated \$3,100,000.00; and,

WHEREAS, the City opened competitive bids for the project on July 30, 2019 and Kirk Bros. Co., Inc. submitted the *lowest and best* bid in the amount of \$2,153,000.00; and,

WHEREAS, Council finds that an ultraviolet disinfection system will provide for a safer environment by eventually eliminating the use of chlorine gas;

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 Kirk Bros. Co., Inc. to construct a ultraviolet disinfection system according to the specifications of the City and on file with the City Engineer at the quoted price of \$2,153,000.00, contingent upon receipt of Water Pollution Control Loan Funding ("WPCLF") administered by the Ohio Environmental Protection Agency ("OEPA") for eligible portions of the project.

Section 2: The Finance Director is authorized to pay the contract price from Section 1 from appropriated funds allocated by expenditure from Line 590-540-5-2-980.880 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 immediate commencement of the project is necessary to meet the OEPA WPCLF application deadlines. 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: August 13, 2019

Chris Engel
President of Council
Pro-Tem

Votes in Favor of Adoption: 7

Votes Opposed to Adoption: 0

Attest: Lisa Elders, Clerk

Approved: August 13, 2019

Michael McCann
Mayor

Ordinance No. _____

AN ORDINANCE AWARDING A CONTRACT FOR PAVEMENT MARKINGS

WHEREAS, the City Engineer solicited bids to supply labor, equipment, fuel, and materials to refresh center lines, edge lines, lane lines, and channel lines on public streets throughout the city in accordance with plans and material specifications on file as Engineering Division Project No. 1905; and,

WHEREAS, Oglesby Construction, Inc. of Norwalk, Ohio submitted the lowest and best bid in the amount of \$51,331.14; and,

WHEREAS, Council finds that annual pavement marking supports the Connectivity Pillar of the Defiance Community Strategic Plan by providing a safe and reliable transportation network for City residents;

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 Oglesby Construction, Inc. in the amount of \$51,331.14 to apply pavement markings conforming to the plans and specifications established by the solicitation at the prices and on the terms and conditions of performance of the accepted bid.

Section 2: The Finance Director is directed to pay costs of the contract authorized by Section 1 from Line 202-901-5-2-980.882 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 shall be effective on the earliest date permitted by law.

Passed: _____, 2019

Chris Engel
President of Council

Attest: Lisa Elders, Clerk

Approved: _____, 2019

Michael McCann
Mayor