

ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING A CONTRACT FOR THE CONSTRUCTION OF A NORTH STREET GRAVITY SANITARY SEWER AND DECLARING AN EMERGENCY

WHEREAS, nearly all of the sewer taps from the residences of North Street have disconnected from the adjacent interceptor; and,

WHEREAS, sinkholes are developing on portions of the street as a result; and,

WHEREAS, the City Engineer recommends the installation of a gravity sewer for these connections instead of direct connections into the interceptor; and,

WHEREAS, the City solicited quotes from multiple contractors for this project and only received one quote from Grindstaff Trucking and Excavating LLC in the amount of \$56,195.10; and,

WHEREAS, Council finds that this expenditure of funds is necessary to preserve existing City infrastructure and provide sufficient sewer connections to 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 enter into a contract with Grindstaff Trucking and Excavating LLC to construct a gravity sanitary sewer along North Street in the amount of \$56,195.10 and according to the specifications on file with the City Engineer.

Section 2: The Finance Director is authorized to pay the contract price from Section 1 from appropriated funds allocated by expenditure from Line 590-540-52-980880 of the 2020 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 work will prevent further damage to the City street and provide relief to the property owners. 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: _____, 2020

President of Council

Votes in Favor of Adoption: _____

Votes Opposed to Adoption: _____

Attest: _____, Clerk

Approved: _____, 2020

Mayor

ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING AN AGREEMENT FOR THE PURCHASE OF A CARBON DIOXIDE TANK FOR THE GRANULAR ACTIVATED CARBON FILTRATION SYSTEM AND DECLARING AN EMERGENCY

WHEREAS, Council awarded a contract for the professional design of the Granular Activated Carbon ("GAC") filtration system for the water treatment plan in Ordinance Nos. 8033 and 8175 on June 12, 2018 and November 19, 2019, respectively; and,

WHEREAS, the acquisition of a carbon dioxide tank is necessary for the operation of the GAC filtration system; and,

WHEREAS, the opinion of probable costs for this item was \$215,000.00; and,

WHEREAS, the City, with the aid of its professional design firm, opened competitive bids for the project on September 15, 2020 and TOMCO Systems submitted the sole bid in the amount of \$217,605.00;

WHEREAS, Council finds that acceptance of this bid and entry into this agreement will enable the City to maintain the GAC filtration system implementation schedule under the current Findings & Orders with the Ohio Environmental Protection Agency ("OEPA");

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 an agreement with TOMCO Systems for the procurement of a carbon dioxide tank according to the specifications on file with the City Engineer at a cost of \$217,605.00.

Section 2: The Finance Director is authorized to pay the amount specified in Section 1 from appropriated funds allocated by expenditure in Line 591-537-52-980880 of the 2020 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 for the acquisition of this item in order to comply with the installation deadlines under the OEPA Findings & Orders. 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: _____, 2020

President of Council

Votes in Favor of Adoption: _____

Votes Opposed to Adoption: _____

Attest: _____, Clerk

Approved: _____, 2020

Mayor

ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING A CONTRACT FOR THE CONSTRUCTION OF SEWER LINING IN CRITICAL LOCATIONS AND DECLARING AN EMERGENCY

WHEREAS, the City Engineer and Water Pollution Control Superintendent have identified two areas that require new sewer lining along West High Street and between North Street and the Minneapolis Street Interceptor; and,

WHEREAS, one of these areas requires this improvement as part of the Minneapolis Interceptor Rehabilitation Project mandated by the Second Amended Consent Order issued by the Court of Common Pleas of Defiance County, Ohio; and,

WHEREAS, the City satisfied the competitive bidding requirement by using the cooperative purchasing procurement process and obtained a quote from Insight Pipe Contracting, LLC in the amount of \$69,478.00; and,

WHEREAS, Council finds that rehabilitation of these sewers is necessary to maintain critical infrastructure;

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

Section 1: The City Administrator is directed to execute a contract with Insight Pipe Contracting, LLC for sewer lining installation and rehabilitation in the two areas specified by the City and on file with the City Engineer in the amount of \$69,478.00.

Section 2: The Finance Director is authorized to pay the amount specified in Section 1 from appropriated funds allocated by expenditure in Line 590-540-52-980880 of the 2020 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 Second Amended Consent Order imposes an October 31, 2020 deadline for the Minneapolis Interceptor Rehabilitation Project of which this work is a critical component. 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: _____, 2020

President of Council

Votes in Favor of Adoption: _____

Votes Opposed to Adoption: _____

Attest: _____, Clerk

Approved: _____, 2020

Mayor

Ordinance No. _____

AN ORDINANCE AWARDING A CONTRACT FOR PAVEMENT MARKINGS AND DECLARING AN EMERGENCY

WHEREAS, the City Engineer solicited quotes 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. 2020-2012; and,

WHEREAS, A&A Safety, Inc. of Amelia, Ohio submitted the lowest quote in the amount of \$49,980.52; 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 A&A Safety, Inc. in the amount of \$49,980.52 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 quote.

Section 2: The Finance Director is directed to pay costs of the contract authorized by Section 1 from Line 202-901-52-980882 of the 2020 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 City hopes to complete the project by the end of October and before the winter season makes pavement marking impractical. 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: _____, 2020

President of Council

Votes in Favor of Adoption: _____

Votes Opposed to Adoption: _____

Attest: _____, Clerk

Approved: _____, 2020

Mayor

ORDINANCE No. _____

**AN ORDINANCE AMENDING ORDINANCE NO. 8185 PASSED
DECEMBER 10, 2019 TO MAKE APPROPRIATIONS FOR
CURRENT EXPENSES AND OTHER EXPENDITURES OF
THE CITY OF DEFIANCE, OHIO, DURING THE PERIOD OF
JANUARY 1, 2020 THROUGH DECEMBER 31, 2020.**

WHEREAS, the City Finance Director has determined that additional appropriations are necessary to provide for expenditures; and

WHEREAS, that in addition to approving the expenditure of all public funds, Council must approve the appropriation of all public funds;

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

Section 1: That, to provide for expenses of the City of Defiance, State of Ohio, during the period of January 1, 2020 through December 31, 2020, Ordinance No. 8185 is hereby amended by appropriation changes to the following accounts:

101-General Fund		
180-Development Department		
Operating	\$	7,500.00
TOTAL - 180-Development Department		\$ 7,500.00
753-Income Tax Department		
Operating	\$	150,000.00
TOTAL - 753-Income Tax Department		\$ 150,000.00
TOTAL - 101-General Fund		\$ 157,500.00
201-Police & Fire Fund		
301-Police Department		
Operating	\$	2,000.00
TOTAL - 301-Police Department		\$ 2,000.00
336-Fire Department		
Operating	\$	37,535.00
TOTAL - 336-Fire Department		\$ 37,535.00
TOTAL - 201-Police & Fire Fund		\$ 39,535.00
230-Local Coronavirus Relief Fund		
Salaries, Wages & Benefits	\$	311,441.78
Operating	\$	603,026.77
TOTAL - 230-Local Coronavirus Relief Fund		\$ 914,468.55
273-Housing Rehab		
Operating	\$	40,000.00
TOTAL - 273-Housing Rehab		\$ 40,000.00
707-Museum Trust Fund		
Operating	\$	2,500.00
TOTAL - 707-Museum Trust Fund		\$ 2,500.00
792-Fire & Rescue Trust Fund		
Operating	\$	26,890.00
TOTAL - 792-Fire & Rescue Trust Fund		\$ 26,890.00

793-Fire Damage Repair/Removal Fund

Operating	\$ 69,026.52	
TOTAL - 793-Fire Damage Repair/Removal Fund		\$ 69,026.52

GRAND TOTAL - ALL FUNDS	\$ 1,249,920.07
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RECAPITULATION OF APPROPRIATIONS

101-General Fund	\$ 157,500.00
201-Police & Fire Fund	\$ 39,535.00
230-Local Coronavirus Relief Fund	\$ 914,468.55
273-Housing Rehab	\$ 40,000.00
707-Museum Trust Fund	\$ 2,500.00
792-Fire & Rescue Trust Fund	\$ 26,890.00
793-Fire Damage Repair/Removal Fund	\$ 69,026.52

GRAND TOTAL - ALL FUNDS	\$ 1,249,920.07
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Section 2: It is found and determined that all formal actions of the Council concerning and relating to the adoption of this Ordinance were taken in open meetings of this Council and that all deliberations that resulted in such formal action being taken, including all deliberations conducted by Committees of the Council, were conducted in meetings open to the public duly convened in compliance with law.

Section 3: This Ordinance shall be in full force and effect from and after the earliest date permitted by law.

Passed: _____, 2020

President of Council

Votes Approving Adoption: _____
Votes Opposing Adoption: _____

Attest: _____, Clerk

Approved: _____, 2020

Mayor

**CITY OF DEFIANCE - FY 2020
 SUPPLEMENTAL APPROPRIATIONS ORDINANCE**

October 2, 2020

Members of Council,

Below are the specific line items associated with next week's amending appropriation ordinance. If you have any questions, please contact me. I will discuss some of these in more detail Tuesday night.

Fund No.	Dept No.	Account No.	Account Name	Amount	Division	Notes
101	180	723007	Tax Incentive Program	7,500.00	Development	New, approved award to CBS Boring
101	753	964000	Refund	<u>150,000.00</u>	Income Tax	Higher than anticipated tax refunds
TOTAL - General Fund				157,500.00		
201	301	723006	Public Education & Safety	2,000.00	Police	Grant for School Resource Officer
201	336	723001	Training & Education	1,950.00	Fire	Refunded training costs, canceled
201	336	730005	Equipment	2,475.00	Fire	FEMA Grant for SCBAs
201	336	730008	Rescue Supplies	6,210.00	Fire	FEMA/COVID and State EMS grants
201	336	735003	Vehicle Maintenance	<u>26,900.00</u>	Fire	Insurance money received for accident
TOTAL - Police & Fire Fund				39,535.00		
230	198	702900	Salary All Other	271,441.78		CARES Act grant - Admin Leave costs
230	198	717001	Pensions	40,000.00		CARES Act grant - Admin Leave costs
230	198	730006	Equipment	588,986.77		CARES Act grant - COVID related equipment
230	198	973004	Professional Services	<u>14,040.00</u>		CARES Act grant - wastewater lab testing
TOTAL - Local Coronavirus Relief Fund				914,468.55		
273	372	937600	Program Income Expenses	<u>40,000.00</u>		Unanticipated program expense of remaining funds
TOTAL - Housing Rehab Fund				40,000.00		
707	737	955000	Miscellaneous	<u>2,500.00</u>		Additional funds received for displays
TOTAL - Museum Trust Fund				2,500.00		
792	336	730005	Equipment	21,670.00		HHS/COVID First Responders grant
792	336	730009	Rescue Equipment	<u>5,220.00</u>		Donated funds to be used for rescue supplies
TOTAL - Fire & Rescue Trust Fund				26,890.00		

793 338 964000 Refund
TOTAL - Fire Damage Repair Fund

69,026.52
69,026.52

Reimbursement/Use of insurance funds received for fires at multiple locations

GRAND TOTAL - ALL FUNDS

1,249,920.07

Thank you,



John W. Lehner
Finance Director
City of Defiance