

ORDINANCE NO. _____

**AN ORDINANCE AWARDED A CONTRACT FOR THE FINAL DESIGN
OF A GRANULAR ACTIVATED CARBON FILTER SYSTEM AND
DECLARING AN EMERGENCY**

WHEREAS, Council awarded a contract to design thirty percent (30%) of the Granular Activated Carbon ("GAC") filtering system for the water treatment plant in Ordinance No. 8033 on June 12, 2018; and,

WHEREAS, this preliminary design is nearing completion and Council finds that it is necessary to continue with the GAC project; and,

WHEREAS, the City solicited a statement of qualifications and conducted interviews from at least three (3) professional services firms in accordance with R.C. §§153.65-153.73; and,

WHEREAS, the City negotiated a contract in an amount *not to exceed* \$700,000.00 for the remaining seventy percent (70%) of the design; and,

WHEREAS, Council finds that the implementation of GAC will promote the Health and Wellness Pillar of the Defiance Community Strategic Plan by lowering or eliminating the Total Trihalomethanes ("TTHMs") in the water supply and shielding customers from the effects of harmful algal blooms;

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 Stantec for the final professional services design of a GAC water treatment facility improvements project as specified by the City and on file with the City Engineer at a cost not to exceed \$700,000.00.

Section 2: The Finance Director is authorized to pay the contract amount from Line 591-537-5-2-980.880 from appropriated funds allocated by expenditure in 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 the City must take the necessary steps to implement this GAC system as early as possible as part of the forthcoming Findings & Orders negotiated with the Ohio Environmental Protection Agency. Swift adoption is necessary to avoid further litigation and penalties. 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: _____, 2019

President of Council

Votes in Favor of Adoption: _____

Votes Opposed to Adoption: _____

Attest: _____, Clerk

Approved: _____, 2019

Mayor