

ORDINANCE NO. _____

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 federal 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 construct a 10' wide shared use path along Ottawa Avenue that will connect the Spring Meadows Manufactured Home Community at the southern city limit to the Cleveland and Ottawa Avenue Roundabout, thereby linking that neighborhood with the Eastside Neighborhood pedestrian system; and,

WHEREAS, the City desires to participate in the PY 2020 CDBG Community Development Allocation Program to undertake this program-eligible improvement that would be unaffordable 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 2020 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: _____, 2020

President of Council

Votes in Favor of Adoption: _____

Votes Opposed to Adoption: _____

Attest: _____, Clerk

Approved: _____, 2020

Mayor

ORDINANCE NO. _____

**AN ORDINANCE AUTHORIZING THE CITY ADMINISTRATOR TO
PURCHASE ROCK SALT**

WHEREAS, quotes to supply seven hundred (700) tons of rock salt for use during the 2020-2021 winter season were properly solicited and Morton Salt, Inc. submitted the lowest bid in the amount of Sixty and 17/100 Dollars (\$60.17) per ton; and,

WHEREAS, the total cost of Forty-Two Thousand One Hundred Nineteen and No/100 Dollars (\$42,119.00) 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 Forty-Two Thousand One Hundred Nineteen and No/100 Dollars (\$42,119.00).

Section 2: The Finance Director is authorized to pay the purchase price from Section 1 from Line 204-446-52-730114 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 shall be effective on the earliest date permitted by law.

Passed: _____, 2020

President of Council

Attest: _____, Clerk

Approved: _____, 2020

Mayor

ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING A CONTRACT FOR SLUDGE HAULING FROM THE WATER TREATMENT PLANT AND DECLARING AN EMERGENCY

WHEREAS, the City must remove sludge from the lagoons at the Water Treatment Plant or risk overflow; and,

WHEREAS, the City is finalizing bid preparations for a multi-year contract for sludge removal from this site; and,

WHEREAS, Schlatters Custom Pumping, LLC is willing to remove sludge product from the Water Treatment Plant on a short-term basis and under the competitive bidding threshold until the City can find a long-term contractor through competitive bidding;

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 Schlatters Custom Pumping, LLC for hauling sludge product from the Water Treatment Plant at a price not to exceed \$45,000.00 and according to the terms and conditions of the Agreement on file in the Office of the Law Director.

Section 2: The Finance Director shall pay the contract price from Section 1 from appropriated funds allocated by expenditure from Line 591-537-52-835.117 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 must remove sludge from its lagoons in a short timeframe to avoid an overflow and environmental liability. 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