

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE AUTHORIZING THE PURCHASE OF REAL PROPERTY LOCATED AT 631 RIVERSIDE AVENUE AND DECLARING AN EMERGENCY**

**WHEREAS**, the City seeks to acquire property for demolition located in a Special Flood Hazard Area ("SFHA") as identified by the Federal Emergency Management Agency ("FEMA"); and,

**WHEREAS**, FEMA and the Ohio Emergency Management Agency ("OEMA") provides eighty-seven and one-half percent (87.5%) grant funding for the acquisition and demolition of structures in the SFHA, with the City providing a twelve and one-half percent (12.5%) match; and,

**WHEREAS**, the Maumee Valley Planning Organization identified one parcel, B01-1030-0-010-00, that meets the grant criteria and contains a structure suitable for demolition; and,

**WHEREAS**, the City desires to enter into a contract for the purchase of the above-described real property for the total amount of \$52,000.00; and,

**WHEREAS**, Council finds that ownership of this property will assist with flood mitigation efforts and add green space in the Riverside Park Addition to the City;

**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 the owner of the real property located at 631 Riverside Avenue as Permanent Parcel Number B01-1030-0-010-00 at a total purchase price of \$52,000.00.

**Section 2:** The conveyance of a general warranty deed from the real property owner is hereby accepted.

**Section 3:** The Finance Director is authorized to pay the purchase price from Section 1, plus all settlement charges, attorney's fees, closing costs, title insurance fees, procurement fees, and prorated real property taxes to the date of closing from Line 403-901-52-979111 of the 2021 annual budget.

**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 time is of the essence to secure ownership of this property according to the FEMA grant timelines. 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: \_\_\_\_\_, 2021 \_\_\_\_\_  
President of Council

Votes in Favor of Adoption: \_\_\_\_\_  
Votes Opposed to Adoption: \_\_\_\_\_

Attest: \_\_\_\_\_, Clerk

Approved: \_\_\_\_\_, 2021 \_\_\_\_\_  
Mayor

ORDINANCE NO. \_\_\_\_\_

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LOCATED AT 731 RIVERSIDE AVENUE AND DECLARING AN  
EMERGENCY**

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**WHEREAS**, FEMA and the Ohio Emergency Management Agency ("OEMA") provides eighty-seven and one-half percent (87.5%) grant funding for the acquisition and demolition of structures in the SFHA, with the City providing a twelve and one-half percent (12.5%) match; and,

**WHEREAS**, the Maumee Valley Planning Organization identified three parcels, B01-1031-0-009-00, B01-1031-0-002-00 and B01-1031-0-010-00, that meets the grant criteria and contains a structure suitable for demolition; and,

**WHEREAS**, the City desires to enter into a contract for the purchase of the above-described real property for the total amount of \$105,000.00; and,

**WHEREAS**, Council finds that ownership of this property will assist with flood mitigation efforts and add green space in the Hill & Myers Addition to the City;

**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 the owner of the real property located at 731 Riverside Avenue as Permanent Parcel Numbers B01-1031-0-009-00, B01-1031-0-002-00 and B01-1031-0-010-00 at a total purchase price of \$105,000.00.

**Section 2:** The conveyance of a general warranty deed from the real property owner is hereby accepted.

**Section 3:** The Finance Director is authorized to pay the purchase price from Section 1, plus all settlement charges, attorney's fees, closing costs, title insurance fees, procurement fees, and prorated real property taxes to the date of closing from Line 403-901-52-979111 of the 2021 annual budget.

**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 time is of the essence to secure ownership of this property according to the FEMA grant timelines. 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: \_\_\_\_\_, 2021

\_\_\_\_\_  
President of Council

Votes in Favor of Adoption: \_\_\_\_\_

Votes Opposed to Adoption: \_\_\_\_\_

Attest: \_\_\_\_\_, Clerk

Approved: \_\_\_\_\_, 2021

\_\_\_\_\_  
Mayor

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE DIRECTING THE CITY ADMINISTRATOR TO APPLY FOR A GRANT FROM THE OHIO PUBLIC WORKS COMMISSION TO ASSIST WITH ROADWAY IMPROVEMENTS AND PEDESTRIAN/BIKE FACILITIES ALONG GINTER ROAD BETWEEN STATE ROUTE 66 AND CARTER ROAD AND DECLARING AN EMERGENCY**

**WHEREAS**, the City has determined that the roadway as well as pedestrian/bike facilities along Ginter Road between State Route 66 and Carter Road need improvements; and,

**WHEREAS**, the project would be a joint project with Defiance Township and may qualify for funding in the total amount of \$275,000.00 from the Ohio Public Works Commission ("OPWC"); and,

**WHEREAS**, the City requires outside funding for this project in order to make it viable and desires to submit a joint application with Defiance Township for OPWC funding; and,

**WHEREAS**, Council finds that the infrastructure improvements on and along Ginter Road promote the Connectivity Pillar of the Defiance Community Plan;

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

**Section 1:** The City Administrator is directed to make a joint application with Defiance Township to the OPWC for a grant of \$275,000.00 to be applied towards the total cost of the Ginter Road roadway and pedestrian/bike facilities improvements.

**Section 2:** The City Administrator is authorized to enter into any contracts or agreements as may be necessary and appropriate for obtaining this financial assistance.

**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 funding application is due to the Defiance County Engineer no later than September 10, 2021. 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: \_\_\_\_\_, 2021

\_\_\_\_\_  
President of Council

Votes in Favor of Adoption: \_\_\_\_\_

Votes Opposed to Adoption: \_\_\_\_\_

Attest: \_\_\_\_\_, Clerk

Approved: \_\_\_\_\_, 2021

\_\_\_\_\_  
Mayor

RESOLUTION No. \_\_\_\_\_

**A RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED  
BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX  
LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR**

(City Council)  
Revised Code, Secs. 5705.34, -.35

The Council of the City of Defiance, Defiance County, Ohio met in Regular session on the 24th day of August, 2021 at the Defiance City Council Chambers, City Hall, with the following members present:

- |  |  |
|--|--|
| <input type="checkbox"/><br><input type="checkbox"/><br><input type="checkbox"/><br><input type="checkbox"/><br><input type="checkbox"/><br><input type="checkbox"/><br><input type="checkbox"/> | At-Large: Joe Eureste<br>At-Large: Steve Waxler<br>At-Large: Jill Krutsch<br>Ward 1: Steve Corbitt<br>Ward 2: John Hancock<br>Ward 3: Josh Mast<br>Ward 4: Chris Engel |
|--|--|

\_\_\_\_\_ moved the adoption of the following Resolution:

**WHEREAS**, This Council in accordance with the provisions of law has previously adopted a Tax Budget for the next succeeding fiscal year commencing January 1st, 2022, and

**WHEREAS**, The Budget Commission of Defiance County, Ohio, has certified its action thereon to this Council together with an estimate by the County Auditor of the rate of each tax necessary to be levied by this Council, and what part thereof is without, and what part within, the ten mill tax limitation; therefore, be it

**RESOLVED**, By the Council of the City of Defiance, Defiance County, Ohio, that the amounts and rates, as determined by the Budget Commission in its certification, be and the same are hereby accepted; and be it further

**RESOLVED**, That there be and is hereby levied on the tax duplicate of said County the rate of each tax necessary to be levied within and without the ten mill limitation as follows:

SCHEDULE A				
SUMMARY OF AMOUNTS REQUIRED FROM GENERAL PROPERTY TAX APPROVED BY BUDGET COMMISSION, AND COUNTY AUDITOR'S ESTIMATED TAX RATES				
FUND	Amounts to Be Derived From Levies Outside 10 Mill Limitation	Amount Approved by Budget Commission Inside 10 Mill Limitation	County Auditor's Estimate of Tax Rate to Be Levied	
			Inside 10 Mill Limit	Outside 10 Mill Limit
General Fund		723,000	1.00	2.40
Police Pension		103,000	0.30	
Fire Pension		103,000	0.30	
<b>TOTAL</b>	0.00	929,000.00	1.10	3.00
			1.60	2.10
				0.00

and be it further

**RESOLVED**, That the Clerk of this Council be and she is hereby directed to certify a copy of

this Resolution to the County Auditor of said County.

\_\_\_\_\_ seconded the Resolution and the roll being called upon its adoption the vote resulted as follows:

Yes	No	
<input type="checkbox"/>	<input type="checkbox"/>	At-Large: Joe Eureste
<input type="checkbox"/>	<input type="checkbox"/>	At-Large: Steve Waxler
<input type="checkbox"/>	<input type="checkbox"/>	At-Large: Jill Krutsch
<input type="checkbox"/>	<input type="checkbox"/>	Ward 1: Steve Corbitt
<input type="checkbox"/>	<input type="checkbox"/>	Ward 2: John Hancock
<input type="checkbox"/>	<input type="checkbox"/>	Ward 3: Josh Mast
<input type="checkbox"/>	<input type="checkbox"/>	Ward 4: Chris Engel

Passed: \_\_\_\_\_, 2021 \_\_\_\_\_  
President of Council

Attest: \_\_\_\_\_, Clerk

Approved: \_\_\_\_\_, 2021 \_\_\_\_\_  
Mayor