

**Ordinance No. 7432**  
**AN ORDINANCE AUTHORIZING THE EXPENDITURE OF**  
**\$8,000.00 TO REBUILD A GOULD WATER PUMP AND DECLARING**  
**AN EMERGENCY**

**WHEREAS**, A Gould water pump installed in the Maumee River intake to lift raw water from the river to the municipal storage reservoir was rebuilt by Professional Pump & Irrigation Service in 2009 at a cost of \$16,000.00; and,

**WHEREAS**, the reconditioned pump prematurely failed necessitating that it be removed from service and delivered to Professional Pump & Irrigation Service for a complete overhaul; and,

**WHEREAS**, Professional Pump and Irrigation Service has offered to rebuild the pump for \$8,000.00, said amount being ½ the customary charge, to compensate the City for premature failure of the components installed in 2009; and,

**WHEREAS**, the Water Superintendent and City Administrator recommend that the pump be rebuilt at the price quoted in preference to replacement of the unit at a significantly higher cost;

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

**Section 1:** The City Administrator is authorized to contract with Professional Pump & Irrigation Service, Inc., of Walbridge, Ohio, to recondition the Gould pump removed from the Maumee River Inlet and now in the contractor's possession at a cost of \$8,000.00.

**Section 2:** The Finance Director is authorized to pay costs incurred pursuant to the authority of Section 1 from 2012 budgetary line item 591-537-5-2-735007.

**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 duly convened in accordance with law.

**Section 4:** This Ordinance is declared to be an emergency measure necessary to preserve the health, safety and welfare of the community for the reason that the City has traditionally maintained an inventory of three water lift pumps in order that one unit is available for immediate installation in the event either of the two pumps required to assure adequate capacity should fail and is presently operating without the customary replacement unit in reserve, thereby jeopardizing the operational status of the water works and necessitating that the failed pump be fully reconditioned at the earliest feasible date. As such, this Ordinance shall be effective immediately upon passage by an affirmative vote of not less than 5 Members of Council and approval of the Mayor.

Passed: October 9, 2012

Tim Holtsberry  
President of Council

Votes in Favor of Adoption: 6

Votes Opposed to Adoption: 0

Attest: Tim Holtsberry, Acting Clerk

Approved: October 9, 2012

Bob Armstrong  
Mayor

Ordinance No. 7433  
**AN ORDINANCE AUTHORIZING THE CITY ADMINISTRATOR  
TO CONTRACT FOR THE SEALING OF CRACKS IN STREET AND  
PARKING LOT PAVEMENTS AND DECLARING AN EMERGENCY**

**WHEREAS**, sealing of pavement cracks to minimize water intrusion and subsequent damage resulting from ice formation has proven to be a cost effective street maintenance program; and,

**WHEREAS**, the priority list for 2012 has been established by the Street Superintendent and the lowest cost proposal to perform the recommended work was submitted by Hill Roadway Maintenance, LLC, of Liberty Center, Ohio, in an amount less than was allocated for the project by the annual budget;

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

**Section 1:** The City Administrator is authorized to contract with Hill Roadway Maintenance, LLC, to seal pavement cracks in accordance with the plans, specifications and priority schedule now on file and at a cost of \$18,560.00.

**Section 2:** The Finance Director is authorized to pay the costs of the contract authorized by Section 1 from Line 403-901-5-2-980.008 of the 2012 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 duly convened in accordance with law.

**Section 4:** This Ordinance is declared to be an emergency measure necessary to preserve the health, safety and welfare of the community for the reason that the work authorized by this Ordinance must be promptly commenced in order to assure completion before the onset of freezing weather. As such, this Ordinance shall be effective immediately upon passage by an affirmative vote of not less than 5 Members of Council and approval of the Mayor.

Passed: October 9, 2012      Tim Holtsberry  
President of Council

Votes in Favor of Adoption: 6  
Votes Opposed to Adoption: 0

Attest: Tim Holtsberry, Acting Clerk

Approved: October 9, 2012      Bob Armstrong  
Mayor

