

ORDINANCE NO. 7523

AN ORDINANCE AUTHORIZING THE CITY ADMINISTRATOR TO CONTRACT FOR PAINTING OF PAVEMENT MARKINGS, PROJECT NO. 13-07, AND DECLARING AN EMERGENCY

BE IT ENACTED BY THE COUNCIL OF THE CITY OF DEFIANCE, THAT:

SECTION 1: The City Administrator is authorized to contract for painting of pavement markings conforming to specifications on file as Engineering Division Project No. 13-07.

SECTION 2: The Finance Director is directed to pay the costs of the contract authorized by Section 1 from 2013 budgetary line item: 202-901-5-2-980-882.

SECTION 3: It is found and determined that all legislative acts pertaining or relating to the enactment of this Ordinance were taken in public session and that all deliberations of Council, including all deliberations of the committees of Council, that affected or influenced any such legislative act, 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 and safety of the community for the reason that clearly visible pavement markings are essential to the regulation of traffic and the work authorized by this Ordinance must begin promptly to assure completion prior to the onset of winter conditions that would prevent paint from adhering to asphalt. 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: August 20, 2013

Tim Holtsberry
President of Council

Votes in Favor of Adoption: 6

Votes Opposed to Adoption: 0

Attest: Lisa Elders, Clerk

Approved: August 20, 2013

Bob
Armstrong
Mayor

ORDINANCE NO. 7524

AN ORDINANCE AUTHORIZING THE CITY ADMINISTRATOR TO CONTRACT WITH J & M EXCAVATING, INC. FOR NECESSARY REPAIRS TO STABILIZE A DITCH ADJACENT TO CLEVELAND AVENUE AND DECLARING AN EMERGENCY

WHEREAS, The 2013 annual budget included an allocation of funds to stabilize the banks of a ditch located north of Cleveland Avenue and west of Karnes Avenue; and,

WHEREAS, Competitive quotations were solicited and J & M Excavating, Inc., submitted the lowest responsive and responsible proposal to supply all labor, equipment, fuel and materials required to construct the improvements in accordance with plans and material specifications on file in the office of the City Engineer;

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

Section 1: The City Administrator is authorized to award a contract in the amount of \$17,600.00 to J & M Excavating, Inc., for the construction of improvements to stabilize the existing ditch adjacent to the intersection of Cleveland Avenue and Karnes Avenue in substantial conformity with the approved plans and material specifications now on file. The authorized contract shall incorporate all unit prices and general terms and conditions of performance established by solicitation and accepted quotation.

Section 2: The Finance Director is authorized to pay all sums becoming due in accordance with the terms of the contract authorized by Section 1 from Line 403-901-5-2-979-106 of the 2013 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 on-going erosion of the ditch bank is threatening to undermine the roadbed of Cleveland Avenue and the foundations of a residence located on Karnes Avenue. 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: August 20, 2013

Tim Holtsberry
President of Council

Votes in Favor of Adoption: 6

Votes Opposed to Adoption: 0

Attest: Lisa Elders, Clerk

Approved: August 20, 2013

Bob Armstrong
Mayor