

**Ordinance No. 7537**  
**AN ORDINANCE AUTHORIZING THE CITY ADMINISTRATOR  
TO CONTRACT WITH C.R. HUNT, INC., FOR REHABILITATION OF  
WATER TREATMENT PLANT CLARIFIER #4**

**WHEREAS**, provision was made in the 2013 annual budget for necessary maintenance and repair of Water Treatment Plant clarifier #4; and,

**WHEREAS**, competitive quotes were solicited from local contractors to remove and replace industrial coatings that have reached the end of their normal life cycle and are failing due to age; and,

**WHEREAS**, C.R. Hunt, Inc., submitted the lowest responsive and responsible proposal;

**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 to C.R. Hunt, Inc., of Defiance, Ohio, to supply all labor, materials and equipment needed to perform the services specified by the accepted proposal dated September 13, 2013.

**Section 2:** The Finance Director is authorized to pay the contract price of \$19,824.00 and additional anticipated costs, not to exceed \$3,964.80, from 2013 Budgetary Line 591-537-5-2-980880.

**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 shall be effective on the earliest date permitted by law.

Passed: September 24 \_\_\_\_\_, 2013      Tim Holtsberry \_\_\_\_\_  
President of Council

Attest: Lisa Elders \_\_\_\_\_, Clerk

Approved: September 24 \_\_\_\_\_, 2013      Bob Armstrong \_\_\_\_\_  
Mayor

# ORDINANCE NO. 7538

## AN ORDINANCE AUTHORIZING THE CITY FINANCE DIRECTOR TO PAY GERKEN PAVING, Inc., FOR EMERGENCY REPAIR SERVICES AND DECLARING AN EMERGENCY

WHEREAS, A water main break at the intersection of North Clinton and Sessions Streets on or about July 15, 2013, necessitated closure of the streets and immediate excavation and repair of the water lines to protect the public against injury and minimize damage to the road beds; and,

WHEREAS, The services of Gerken Paving, Inc., were required to install asphalt paving over the site of the excavation; and,

WHEREAS, An invoice has been received for work satisfactorily performed;

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

Section 1: The City Finance Director is authorized to disburse the sum of \$33,146.34 from 2013 Budgetary Line 591-538-5-2-980.880 in payment of Gerken Paving, Inc., Invoice #325-13-1.

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 duly convened in accordance with law.

Section 3: This Ordinance is declared to be an emergency measure necessary to preserve the health, safety and welfare of the community for the reason that necessary repair services were furnished on net 30 day terms necessitating immediate payment to avoid the imposition of interest and finance charges and to preserve the municipality's credit reputation and access to emergency services when required in the future. 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: September 24, 2013

Tim Holtsberry  
President of Council

Votes in Favor of Adoption: 6

Votes Opposed to Adoption: 0

Attest: Lisa Elders, Clerk

Approved: September 24, 2013

Bob Armstrong  
Mayor

RESOLUTION No. 2460

**A RESOLUTION ACCEPTING THE DEFIANCE COUNTY BUDGET  
COMMISSION'S ALTERNATE PLAN OF APPORTIONMENT  
OF THE UNDIVIDED LOCAL GOVERNMENT FUNDS.**

**WHEREAS**, the Defiance County Budget Commission has proposed an alternate plan of apportionment of the undivided local government funds, and

**WHEREAS**, an alternate plan requires the consent of each affected local governmental entity in order to be adopted and implemented,

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

**Section 1:** Any hearings before the Defiance County Budget Commission regarding apportionment of the undivided local government fund pursuant to Section 5747, Ohio Revised Code are hereby waived. This Council agrees to the Defiance County Budget Commission alternate plan of apportionment of the local government funds on the basis of need and the amount received in past years and agrees to accept the sum of One-hundred fifty-four thousand one-hundred ninety-six and 99/100 dollars (\$154,196.99) as its share of the undivided local government fund.

**Section 2:** It is found and determined that all legislative actions pertaining to the adoption of this Resolution 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 3:** This Resolution shall be in full force and effect from and after the earliest date permitted by law.

Tim Holtsberry  
President of Council

Passed: September 24, 2013

Attest: Lisa Elders, Clerk

Votes Approving Adoption: 6

Votes Opposing Adoption: 0

Approved: September 24, 2013

By: Bob Armstrong, Mayor