

ORDINANCE NO. 7670

AN ORDINANCE AUTHORIZING A CONTRACT WITH B.E. MANGAS AND DECLARING AN EMERGENCY

WHEREAS, the municipal parking lot adjacent to the Defiance Public Library was reconstructed in accordance with comprehensive plans for renovation of the library; and,

WHEREAS, all landscaping of the reconstructed parking lot has been installed except for a Bioretention/Rain Garden proposed for installation within the traffic control circle at the easterly entrance to the parking lot; and,

WHEREAS, recently expressed concerns about the adequacy of the turning radius at the parking lot entrance were reviewed with the Director and Board of Trustees of the Defiance Public Library; and,

WHEREAS, the Director and Board have requested that the City proceed with construction of the Bioretention/Rain Garden in accordance with previously approved plans and specifications developed by the library's architect, City Engineer and Ohio Department of Natural Resources; and,

WHEREAS, B.E. Mangas submitted the lowest cost proposal to install the drainage improvements in accordance with the approved designs;

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 B.E. Mangas to supply materials, equipment, labor and fuel as required to construct Bioretention/Rain Garden improvements within the traffic circle at the entrance to the Fort Street Parking lot in conformity with the designs and material specifications now on file in the office of the City Engineer.

Section 2: The City Finance Director is authorized to pay the \$17,800.00 contract price from moneys allocated to the project by 2014 Budgetary Line Item 403-901-5-2-974-034.

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 or welfare of the community for the reason that immediate commencement of work to install subterranean drainage facilities is necessary to assure completion of those facilities sufficiently in advance of the onset of winter weather as to permit the planting of designated species essential to the success of the Bioretention/Rain Garden facility. 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 28, 2014

Mike McCann
President of Council

Votes in Favor of Adoption: 6

Votes Opposed to Adoption: 0

Attest: Lisa Elders, Clerk

Approved: October 28, 2014

Bob Armstrong
Mayor

Ordinance No. 7671

AN ORDINANCE AUTHORIZING THE CITY ADMINISTRATOR TO CONTRACT WITH FORD HALL COMPANY, INC., TO SUPPLY AND INSTALL THREE WEIR-WOLF AUTOMATED WEIR CLEANING SYSTEMS

WHEREAS, The Water Pollution Control Superintendent has recommended installation of automated systems to continuously clean the final clarifier weirs to prevent algae growth and the accumulation of suspended solids that impair plant efficiency; and,

WHEREAS, Ford Hall Company, Inc., is the exclusive purveyor of the desired technology;

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 Ford Hall Company, Inc., to supply and install three Weir-Wolf Automated Brush Cleaning Systems at a cost of \$30,462.00.

Section 2: The Finance Director is authorized to pay the authorized purchase price from 2014 Budgetary Line 590-540-5-2-980-880.

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: October 28 _____, 2014

Mike McCann _____
President of Council

Attest: Lisa Elders _____, Clerk

Approved: October 28 _____, 2014

Bob Armstrong _____
Mayor

ORDINANCE No. 7672

**AN ORDINANCE AUTHORIZING THE TRANSFER
OF FUNDS FOR THE CITY OF DEFIANCE, OHIO FOR THE
YEAR ENDING DECEMBER 31, 2014,
AND DECLARING AN EMERGENCY.**

Whereas, the Council of the City of Defiance has previously provided for the transfer of funds in the annual appropriation ordinance; and

Whereas, the City Finance Director has determined that it is necessary to transfer a portion of the appropriated funds in order to meet current expenses and other expenditures of the City:

Now, therefore, be it enacted by the Council of the City of Defiance, Defiance County, Ohio:

Section 1: The following amounts shall be transferred for the month of October, 2014.

<u>FUND FROM</u>	<u>AMOUNT</u>	<u>FUND TO</u>
General Fund #101	\$ 307,430	Police & Fire Fund #201
General Fund #101	\$ 20,833	Police Pension Fund #732
General Fund #101	\$ 18,333	Fire Pension Fund #733
WPC Fund #590	\$ 36,733	General Fund #101
WPC Fund #590	\$ 12,825	Utilities Billing Office Fund #585
WTP Fund #591	\$ 32,583	General Fund #101
WTP Fund #591	\$ 12,825	Utilities Billing Office Fund #585
Refuse #596	\$ 11,850	Utilities Billing Office Fund #585

Section 2: It is found and determined that all formal actions of the Council concerning and relating to the adoption of this Ordinance were taken in open meetings of this Council and that all deliberations that resulted in such formal action being taken, including all deliberations conducted by Committees of the Council, were conducted in meetings open to the public duly convened in compliance with law.

Section 3: This Ordinance shall be in full force and effect from and after the earliest date permitted by law.

Mike McCann

President of Council

Passed: October 28, 2014

Votes Approving Adoption: 6

Votes Opposing Adoption: 0

Attest: Lisa Elders, Clerk

Approved: October 28, 2014

By: Bob Armstrong, Mayor

Ordinance No. 7673

AN ORDINANCE AUTHORIZING THE CITY ADMINISTRATOR TO CONTRACT WITH METROPOLITAN ENVIRONMENTAL SERVICES TO SUPPLY LABOR AND EQUIPMENT REQUIRED TO CLEAN THE NORTH WATER POLLUTION CONTROL DIGESTER TANK

WHEREAS, the north Water Pollution Control digester has not been performing satisfactorily and must be cleaned to enable inspection to determine the cause; and,

WHEREAS, entry into and cleaning of the digester requires specialized training and equipment necessitating the employment of a qualified contractor; and,

WHEREAS, Metropolitan Environmental Services submitted the lowest cost proposal to undertake the required work;

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 Metropolitan Environmental Services to supply labor, materials, equipment and fuel required to make a confined space entry and thoroughly clean the Water Pollution Control Treatment Works, North Digester Tank, at the quoted price of \$19,850.00.

Section 2: The Finance Director is authorized to pay the contract price and such contingent expenses as may be incurred in accordance with the terms of the proposal from 2014 Budget Line Item Number 590-540-5-2-935-030.

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: October 28, 2014

Mike McCann
President of Council

Attest: Lisa Elders, Clerk

Approved: October 28, 2014

Bob Armstrong
Mayor

ORDINANCE NO. 7674

AN ORDINANCE AUTHORIZING A CONTRACT WITH ADAMATION, INC., TO SUPPLY AND INSTALL HARDWARE AND SOFTWARE REQUIRED TO IMPROVE THE KINGSBURY LIFT STATION AND DECLARING AN EMERGENCY

WHEREAS, by Ordinance adopted October 14, 2014, Council authorized the expenditure of \$111,358.24 to contract with EmNet, LLC to design and install logic control software to actively manage and better coordinate the operation of pumps in the Kingsbury, Karnes Avenue, Ketterring and Maumee East lift stations in an effort to improve the utilization of storage capacity within the sewage collection system, maximize the rate at which wastewater is delivered to the Treatment Works and reduce the cost to be incurred to achieve compliance with the Clean Water Act and related regulatory requirements; and,

WHEREAS, replacement of the hardware and software controls installed at the Kingsbury lift station is required to enable use of the EmNet designed process control logic; and,

WHEREAS, Adamation, Inc., submitted the preferred proposal to supply, install and commission the required industrial control systems;

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 Adamation, Inc. to supply, install and commission the pump station controller and associated computer hardware, software, monitor, cabling and wiring detailed by the proposal dated September 23, 2014.

Section 2: The Finance Director is authorized to pay the contract price of \$35,635.00 and such contingent expenses as may be incurred in accordance with the terms of the proposal from 2014 Budget Line Item Number 590-540-5-2-980-880.

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 implementation of the Real Time Decision Support System at the earliest feasible time is necessary to enable collection of data useful to development of a revised Combined Sewer Overflow Control Plan that is required to be submitted to the Ohio Environmental Protection Agency in 2015. 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 28, 2014

Mike McCann
President of Council

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

Attest: Lisa Elders, Clerk

Approved: October 28, 2014

Bob Armstrong
Mayor