

Ordinance No. 7826

AN ORDINANCE AUTHORIZING A CONTRACT WITH BECKETT & RAEDER, INC. FOR LANDSCAPE ARCHITECTURE, ENGINEERING AND CONTRACT ADMINISTRATION SERVICES AND DECLARING AN EMERGENCY

WHEREAS, SB Financial Group, Inc., has presented a proposal to improve the State Bank Plaza and other private grounds adjacent to the intersection of Clinton and Third Streets; and,

WHEREAS, The proposed reconstruction of the State Bank Plaza will greatly enhance recent improvements to Clinton Street and Second Street installed by the municipality in furtherance of successive downtown revitalization projects; and,

WHEREAS, Council finds that Third Street should be improved to complement the proposed improvements to the State Bank Plaza and harmonize the streetscape with the revitalized appearance of Clinton Street and Second Street; and,

WHEREAS, Council finds that Beckett & Raeder, Inc., is the best qualified consultant to provide the landscape design and engineering services needed to improve Third Street by reason of the firm's intimate knowledge of the proposed State Bank Plaza improvements and prior service as the consultant selected to assist the Defiance Development and Visitors' Bureau with development of a comprehensive plan to unify the appearance of the City's parks, streets and public grounds; and,

WHEREAS, Acceptable terms and conditions for the engagement of Beckett & Raeder, Inc. have been negotiated;

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 Beckett & Raeder, Inc., to perform all design, engineering and contract administration services detailed in the May 6, 2016, proposal, as revised on May 19, 2016, at the price and on the terms and condition of service therein recited.

Section 2: The Finance Director is authorized to pay the negotiated contract price of \$27,660.00 and such additional costs as may be incurred in accordance with the terms of the authorized contract from Line 403-901-5-2-963-000 of the 2016 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 or welfare of the community for the reason that the authorized design work must be promptly commenced to facilitate construction during the 2016 season and coordinate construction of the improvement with work to be concurrently undertaken by SB Financial Group, Inc. 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: June 28, 2016

Michael Ketcham
President of Council

Votes in Favor of Adoption: 6

Votes Opposed to Adoption: 0

Attest: Lisa Elders, Clerk

Approved: June 28, 2016

Michael McCann
Mayor

Ordinance No. 7827

AN ORDINANCE AUTHORIZING A CONTRACT WITH HELMS & SONS EXCAVATING, INC.

WHEREAS, The public swimming pool on the grounds of Bronson Park has been closed for several years due to multiple deficiencies and cannot be cost effectively rehabilitated; and,

WHEREAS, Demolition of the pool, kiddie pool, surrounding concrete deck and certain appurtenances is an necessary prerequisite to redevelopment of the land, bath house and pump house for public use; and,

WHEREAS, Helms & Sons Excavating, Inc., submitted the lowest cost proposal to perform the desired 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 Helms and Sons Excavating, Inc. to perform all services detailed in the June 6, 2016, proposal at the unit prices and on the terms and condition of service therein recited.

Section 2: The Finance Director is authorized to pay the estimated contract price of \$46,823.00 and such additional costs as may be incurred in accordance with the terms of the authorized contract from Line 403-901-5-2-963-000 of the 2016 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 shall be effective on the earliest date permitted by law.

Passed: June 28 _____, 2016

Michael Ketcham _____
President of Council

Attest: Lisa Elders _____, Clerk

Approved: June 28 _____, 2016

Michael McCann _____
Mayor

ORDINANCE NO. 7828

AN ORDINANCE AUTHORIZING A CONTRACT WITH PMG CONSULTING, INC.

WHEREAS, Prolonged exposure of organic compounds commonly found in fresh water to chlorine disinfectants results in the formation of Trihalomethanes; and,

WHEREAS, The U.S. and Ohio Environmental Protection Agencies have established limits on the allowable concentration of trihalomethanes that may be present in water distributed for human consumption; and,

WHEREAS, Maintaining compliance with the regulatory standards has required the municipality to incur substantial costs to modify the water distribution system and effectively limits the City's ability to expand the distribution system; and,

WHEREAS, Use of granulated active carbon to absorb and remove organic compounds them from potable water is an approved means to inhibit trihalomethane formation; and,

WHEREAS, Granulated active carbon filtration is also an effective means to reduce algal by-products that adversely affect the taste and odor of potable water and cyanobacterial by-products that are potentially toxic to humans; and,

WHEREAS, Technical and economic feasibility studies are required to properly assess the City's capacity to implement granulated activated carbon filtration and, if feasible, to design the proposed filtration system; and,

WHEREAS, PMG Consulting, Inc., is uniquely qualified to perform the necessary studies by reason of the firm's intimate familiarity with the design and operation of the water treatment works and variable quality of raw water drawn from the Maumee River;

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 PMG Consulting, Inc., to perform all General Planning and GAC Demonstration Testing services detailed in the proposal dated June 6, 2016, on the terms and conditions of service therein recited.

Section 2: The Finance Director is authorized to pay the contract price of \$32,000 and all incidental expenses incurred in accordance with the authorized contract from line 591-537-5-2-980-880 of the 2016 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 shall be effective on the earliest date permitted by law.

Passed: June 28, 2016

Michael Ketcham
President of Council

Attest: Lisa Elders, Clerk

Approved: June 28, 2016

Michael McCann
Mayor

ORDINANCE No. 7829

AN ORDINANCE AMENDING ORDINANCE NO. 7774 PASSED DECEMBER 22, 2015 TO MAKE APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF DEFIANCE, OHIO, DURING THE PERIOD OF JANUARY 1, 2016 THROUGH DECEMBER 31, 2016.

WHEREAS, the City Finance Director has determined that additional appropriations are necessary to provide for expenditures; and

WHEREAS, that in addition to approving the expenditure of all public funds, Council must approve the appropriation of all public funds;

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

Section 1: That, to provide for expenses of the City of Defiance, State of Ohio, during the period of January 1, 2016 through December 31, 2016, Ordinance No. 7774 is hereby amended by appropriation changes to the following accounts:

249-Probation Grant Fund		
Salaries, Wages and Benefits	\$	(2,431.00)
Operating	\$	3,889.00
TOTAL – 249-Probation Grant Fund	\$	1,458.00

RECAPITULATION OF APPROPRIATIONS

249 Probation Grant Fund \$ 1,458.00

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.

Passed: June 28, 2016

Michael Ketcham
President of Council

Votes Approving Adoption: 6

Votes Opposing Adoption: 0

Attest: Lisa Elders, Clerk

Approved: June 28, 2016

Michael McCann
Mayor

**CITY OF DEFIANCE - FY 2016
SUPPLEMENTAL APPROPRIATIONS ORDINANCE**

June 28, 2016

Members of Council,

Below are the specific line items associated with this week's amending appropriation ordinance. If you have any questions, please contact me.

General Fund: None

Other Funds:

A reduction of \$2,431 in Salary, Wages and Benefits in Probation Grant Fund recognizing the reduced wage of the new officer. Given permission from the State of Ohio to move and utilize these grant funds in operating expenses.

\$1,458.00 in the Probation Grant Fund to reflect additional 2016 grant dollars awarded for operating and program expenditures in the Municipal Court.

Thanks,



John W. Lehner
Finance Director
City of Defiance

Fund No.	Dept. No.	Account No.	Account Name	Amount	Division
249	198	718001	Healthcare	\$ (2,431.00)	
249	198	727000	Operating Supplies	\$ 1,153.00	
249	198	730006	Equipment	\$ 1,366.00	
249	198	937600	Program Expenses	\$ 1,370.00	
Total Probation Grant Fund				\$ 1,458.00	