

**RESOLUTION NO. 025-14**

**A RESOLUTION AUTHORIZING THE EXPENDITURE OF FUNDS OVER TWENTY-FIVE THOUSAND DOLLARS (\$25,000.00) FOR THE PURPOSE OF REPAIRING THE RITTER PARK BOAT RAMP AND AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH RG ZACHRICH CONSTRUCTION, INC. FOR SAID REPAIRS, AND DECLARING AN EMERGENCY**

**WHEREAS**, during this past winter one of the piles that anchor the boat docks at Ritter Park was destroyed; and,

**WHEREAS**, in order to timely install the boat docks for the 2014 Boating Season, said piles must be replaced; and

**WHEREAS**, RG Zachrich Construction, Inc. was the company that originally installed the piles and therefore is familiar with what may be required; and

**WHEREAS**, the City desires to have the Ritter Park Boat Ramp repaired prior to the 2014 Boating Season; and

**WHEREAS**, the Council believes it is in the best interest of the City of Napoleon to eliminate the necessity for competitive bidding; **Now Therefore**,

**BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NAPOLEON, OHIO:**

Section 1. That, the City of Napoleon authorizes the expenditure of funds in excess of \$25,000.00 from the 2014 Budget for the repair of the Ritter Park Boat Ramp. Also, Council finds it to be in the best interest of the City to eliminate the necessity for competitive bidding.

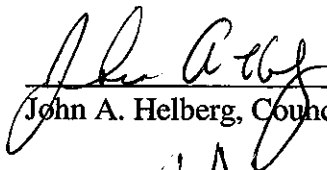
Section 2. That, the City Manager is authorized to enter into a contract with RG Zachrich Construction, Inc. to conduct the repairs.

Section 3. That, it is found and determined that all formal actions of this City Council concerning and relating to the adoption of this Resolution were adopted in open meetings of this City Council, and that all deliberations of this City Council and any of its committees that resulted in such formal actions were in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code and the Codified Ordinances of Napoleon Ohio.

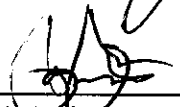
Section 4. That, if any other prior Ordinance or Resolution is found to be in conflict with this Resolution, then the provisions of this Resolution shall prevail. Further, if any portion of this Resolution is found to be invalid for any reason, such decision shall not affect the validity of the remaining portions of this Resolution or any part thereof.

Section 5. That, this Resolution is declared to be an emergency measure necessary for the immediate preservation of the public peace, health or safety of the City and its inhabitants, and for the further reason that this legislation must be in effect at the earliest possible time so that the repairs can be finished prior to the boating season beginning which affect the public peace, health or safety accessible to our citizens; therefore, provided it receives the required number of votes for passage as emergency legislation, it shall be in full force and effect immediately upon its passage; otherwise, it shall be in full force and effect at the earliest time permitted by law.

Passed: April 21, 2014

  
John A. Helberg, Council President

Approved: April 21, 2014

  
Ronald A. Behm, Mayor

VOTE ON PASSAGE 7 Yea 0 Nay 0 Abstain

Attest:  
  
Gregory J. Heath, Clerk/Finance Director

I, Gregory J. Heath, Clerk/Finance Director of the City of Napoleon, do hereby certify that the foregoing Resolution No. 025-14 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the 19<sup>th</sup> day of May, 2014, & I further certify the compliance with rules established in Chapter 103 of the Codified Ordinances Of Napoleon Ohio and the laws of the State of Ohio pertaining to Public Meetings.

  
Gregory J. Heath, Clerk/Finance Director