

RESOLUTION NO. 040-14

A RESOLUTION AUTHORIZING THE EXPENDITURE OF FUNDS OVER TWENTY-FIVE THOUSAND DOLLARS (\$25,000.00) FOR THE PURPOSE OF CONDUCTING A COMBINED SYSTEM OPERATIONAL PLAN UPDATE, AND TO SOLE SOURCE SAID APPRAISALS TO STANTEC CONSULTING SERVICES INC., AND DECLARING AN EMERGENCY

WHEREAS, the Ohio EPA is requiring the City of Napoleon to update its Combined Sewer System Operational Plan; and,

WHEREAS, the update to the City of Napoleon's Combined Sewer System Operation Plan was included in the Master Bid Ordinance; and,

WHEREAS, the costs to update said Operational Plan exceeds \$25,000.00; and,

WHEREAS, the Ohio EPA would like this matter addressed by July 1, 2014, the City of Napoleon desires to sole source this project to Stantec Consulting Services, Inc. because of their intimate knowledge of the City's infrastructure (Stantec has been involved in the City's Long Term Control Plan, the development of the City's Sewer Model, and the expansion of the City's waste water treatment plant) will expedite the project; therefore, it is the opinion of this Council that 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, which was not on the Master Bid Ordinance, to update the City's Combined Sewer System Operational Plan.

Section 2. That, Council finds it to be in the best interest of the City to eliminate the necessity for competitive bidding.

Section 3. That, the City Manager is authorized to enter into a Contract with Stantec Consulting Services, Inc. to conduct said update.

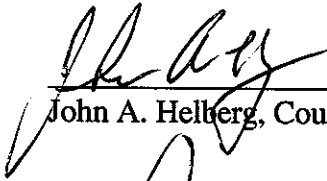
Section 4. That, it is found and determined that all formal actions of this City Council concerning and relating to the adoption of this Resolution were adopted in open meetings of this City Council, and that all deliberations of this City Council and any of its committees that resulted in such formal 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 5. 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 6. 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 to comply with the Ohio EPA's deadline which is related to 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: June 02, 2014



John A. Helberg, Council President

Approved: June 02, 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. 040-14 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the 14th day of July 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