

RESOLUTION NO. 023-15

A RESOLUTION AUTHORIZING THE EXPENDITURE OF FUNDS OVER TWENTY-FIVE THOUSAND DOLLARS (\$25,000.00) FOR THE REBUILD OF MECHANICAL SCREEN #1 FOR THE WASTEWATER TREATMENT PLANT, WHICH WAS INCLUDED IN THE 2015 MASTER BID RESOLUTION; AND AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH HYDRO-DYNE ENGINEERING INC. FOR SAID REBUILD, AND DECLARING AN EMERGENCY

WHEREAS, the City of Napoleon's current Mechanical Screen #1 at the Wastewater Treatment Plant is in dire need of a rebuild; and,

WHEREAS, the Mechanical Screen #1 is particularly outdated and there are very few companies that are capable of conducting said rebuild; and,

WHEREAS, a review of Hydro-Dyne Engineering Inc. uncovered that they are a manufacturer of said screens and they hold the designs, trademarks, and patents to protect this equipment, additionally the City has had experience with this Hydro-Dyne as they were the company that repaired Mechanical Screen #2 in 2011; 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 for the rebuild of Mechanical Screen #1 for the Wastewater Treatment Plant. 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 Hydro-Dyne Engineering Inc. to conduct the rebuild.

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 rebuild can be timely made 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 6, 2015



Travis B. Sheaffer, Council President

Approved: April 6, 2015



Ronald A. Behm, Mayor

VOTE ON PASSAGE 5 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. 023-15 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the 23rd day of April 2015; & 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