

ORDINANCE NO. 049-19

AN ORDINANCE AUTHORIZING THE EXPENDITURE OF FUNDS OVER TWENTY-FIVE THOUSAND DOLLARS (\$25,000.00) AND AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH JONES & HENRY ENGINEERS, LTD. FOR THE PURPOSE OF PROFESSIONAL DESIGN SERVICES FOR THE PROJECT KNOWN AS THE WASTEWATER TREATMENT PLANT PHASE I IMPROVEMENT PROJECT, WHICH WAS NOT INCLUDED IN THE 2019 APPROPRIATION BUDGET, ALSO AUTHORIZING SUPPLEMENTING THE ANNUAL APPROPRIATION MEASURE (SUPPLEMENT NO. 5) FOR THE YEAR 2019; AND DECLARING AN EMERGENCY

WHEREAS, the City desires to move forward with the design of its wastewater treatment plant improvements; and,

WHEREAS, the City sought statements of qualifications from engineering firms for the design of improvements to the City wastewater treatment plant; and,

WHEREAS, the City ranked the responding firms and determined that Jones & Henry Engineers, Ltd. as the most qualified firm; and,

WHEREAS, the City now desires to enter into a contract with Jones & Henry Engineers, Ltd. for professional design services for the City Wastewater Treatment Plant Phase I Improvements Project; and,

WHEREAS, this Project was not included in the annual 2019 Master Bid List Resolution, and that the cost of this project exceeds \$25,000.00; **Now therefore,**

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

Section 1. That, the expenditure of funds in excess of twenty-five thousand dollars (\$25,000.00) for the purpose of professional design services for the Wastewater Treatment Plant Phase 1 Improvements Project is hereby authorized by this Council as a necessary public expenditure.

Section 2. That, having found Jones & Henry Engineers, Ltd. to be the most qualified firm, the City Manager is hereby authorized to enter into a contract with Jones & Henry Engineers, Ltd. for professional design services for the Wastewater Treatment Plant Phase 1 Improvements Project.

Section 3. That, the annual appropriation measure passed in Ordinance No. 072-18 and supplemented by Ordinance No.(s) 028-19, 039-19, and 048-19, for the fiscal year ending December 31, 2019 shall be supplemented (Supplement No. 5) as provided in Exhibit A (one (1) page), attached hereto and made a part hereof.

Section 4. That, it is found and determined that all formal actions of this City Council concerning and relating to the adoption of this Ordinance 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 Ordinance, then the provisions of this Ordinance shall prevail. Further, if any portion of this Ordinance is found to be invalid for any reason, such decision shall not affect the validity of the remaining portions of this Ordinance or any part thereof.

Section 6. That, this Ordinance 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; 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. Further, the Emergency Clause is necessary to begin the design process in a timely manner, and for further reasons as stated in the Preamble hereof.

Passed: August 5, 2019

Joseph D. Bialorucki
Joseph D. Bialorucki, Council President

Approved: August 5, 2019

Jason P. Maassel
Jason P. Maassel, Mayor

VOTE ON PASSAGE 7 Yea 0 Nay 0 Abstain

Attest:

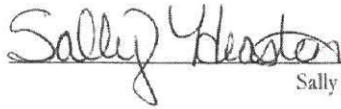
Roxanne Dietrich
Roxanne Dietrich, interim Clerk of Council

I, Roxanne Dietrich, interim Clerk of Council for the City of Napoleon, do hereby certify that the foregoing Ordinance No. 049-19 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the 4th day of August, 2019; & 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.

Roxanne Dietrich
Roxanne Dietrich, interim Clerk of Council

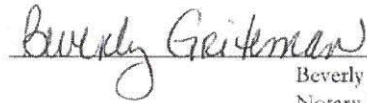
STATE OF OHIO
COUNTY OF HENRY

Sally Heaston, being first duly sworn, states that she is the General Manager of The Bryan Publishing Company, owner of The Northwest Signal, a daily newspaper, published and of general circulation in the county of Henry aforesaid, and that the annexed notice was published in one issue in said paper, on the 7th day of August, 2019.



Sally Heaston

Subscribed and sworn to before me this
8th day of August, 2019



Beverly Griteman
Notary Public,
State of Ohio
My Commission Expires
February 13, 2021

Printer's Fee: \$212.40

Notary Fee: \$2.00

Summary of Ordinance No.(s) 048-19, 049-19, 051-19
and Resolution No.(s) 043-19, 047-19

(PURSUANT TO ARTICLE II, SECTION 2.15 OF THE CITY CHARTER, CHAPTER 121 OF THE CODE OF ORDINANCES AND COUNCIL RULE 6.2.4.1, AS WELL AS APPLICABLE PROVISIONS OF ORC CHAPTER 731)

NOTICE

A copy of the complete text of the above named Ordinance(s) and Resolution(s) are on file in the office of the City Finance Director and may be viewed or obtained during business hours of 7:30 AM to 4:00 PM, Monday through Friday, at the office of the Finance Director, the location being 255 West Riverview Avenue, Napoleon, Ohio. A copy of all or part of the above named Ordinances and Resolutions, or any item mentioned in this notice, may be obtained from the City Finance Director upon the payment of a reasonable fee therefore.

Ordinance No. 048-19

AN ORDINANCE SUPPLEMENTING THE ANNUAL APPROPRIATION MEASURE (SUPPLEMENT NO. 4) FOR THE YEAR 2019; AND DECLARING AN EMERGENCY

In this legislation, the City approved supplementing the annual appropriation measure.

Ordinance No. 049-19

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH JONES & HENRY ENGINEERS, LTD. FOR PROFESSIONAL DESIGN SERVICES FOR THE PROJECT KNOWN AS THE WASTEWATER TREATMENT PLANT PHASE 1 IMPROVEMENTS PROJECT, WHICH WAS NOT INCLUDED IN THE 2019 MASTER BID RESOLUTION, AND AUTHORIZING THE EXPENDITURE OF FUNDS IN EXCESS OF \$25,000.00 FOR SAID PROJECT; AND DECLARING AN EMERGENCY

In this legislation, the City authorized the City Manager to enter into a contract with Jones & Henry Engineers, LTD. For the design services of the Wastewater Treatment Plant Phase 1 Improvements Project, also authorizing the expenditure of funds in excess of \$25,000. for said project.

Ordinance No. 051-19

AN ORDINANCE APPROVING AN ODOT RESURFACING PROJECT FROM THE CORPORATION LINE OF HOLGATE TO THE MAUMEE RIVER BRIDGE IN NAPOLEON; AND DECLARING AN EMERGENCY

In this legislation, the City approved a certain ODOT resurfacing project.

Resolution 043-19

A RESOLUTION AUTHORIZING THE APPROVAL AND EXECUTION OF THE NAPOLEON AREA CITY SCHOOL DISTRICT CAMPUS IMPROVEMENT AGREEMENT

In this legislation, the City authorized the approval and execution of the Napoleon Area City School District Campus Improvement Agreement.

Resolution 047-19

A RESOLUTION AUTHORIZING THE FINANCE DIRECTOR TO TRANSFER CERTAIN FUND BALANCES (TRANSFER NO. 3) FROM RESPECTIVE FUNDS TO OTHER FUNDS PER SECTION 5705.14 ORC ON AN AS NEEDED BASIS IN FISCAL YEAR 2019, LISTED IN EXHIBIT "A"; AND DECLARING AN EMERGENCY

In this legislation, the City authorized the Finance Director to transfer certain fund balances to other funds as needed in fiscal year 2019.

All the above summaries are approved as to form and correctness by Billy D. Harmon, City Law Director