

ORDINANCE NO. 24 – 03

AN ORDINANCE AUTHORIZING THE MAYOR, OR HIS DESIGNEE (SERVICE-SAFETY DIRECTOR) TO ENTER INTO A CONTRACT OR CONTRACTS FOR AN INFLOW AND INFILTRATION REDUCTION PROJECT LOCATED WITHIN THE SPRING VILLAGE SEWER-SHED, AND DECLARING AN EMERGENCY.

WHEREAS, the City of Ontario and the City of Mansfield have established a Sewer Agreement, whereby the City of Ontario conveys its sewerage to the City of Mansfield for disposal and treatment, and

WHEREAS, in accordance with said Agreement, from time to time, the City of Ontario and the City of Mansfield will review issues related to excessive flows from the City of Ontario, and

WHEREAS, the City of Ontario will perform Inflow and Infiltration Reduction measures on an ongoing basis as part of the continued maintenance of Ontario's sewerage system, and

WHEREAS, the City of Ontario and the City of Mansfield have agreed in good faith that the City of Ontario will perform necessary Inflow and Infiltration Reduction measures within the Spring Village Sewer-Shed, and

WHEREAS, upon the passing of this Ordinance, the City of Mansfield Administration will permit the City of Ontario to increase the sanitary sewer located along Spring Village Lane, all in accordance with plans and specifications now on file with the City of Ontario and the City of Mansfield

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ONTARIO, STATE OF OHIO:

SECTION 1. That the Mayor, or his designee (Safety Service Director) be and is hereby authorized to enter into a contract or contracts for an Inflow and Infiltration Reduction Project located within the Spring Village Sewer-shed.

SECTION 2. The amount authorized in SECTION ONE shall not to exceed three-hundred thousand dollars (\$300,000.00) and shall be paid from 502.5030.52450.

SECTION 3. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open

meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements including R.C. §121.22.

SECTION 4. THAT it is hereby determined that this Ordinance is an emergency ordinance necessary for the preservation of the public peace, health, safety and welfare of the residents of this City, for the additional reason of the immediate necessity to receive bids and award a contract for these improvements during the favorable construction season, this measure is determined to be an emergency Ordinance and shall therefore go into immediate effect provided it receives a two-thirds (2/3) vote of all members elected to Council; otherwise, it shall go into effect in thirty (30) days if passed by a majority vote of Council.

DATE: \_\_\_\_\_

Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Abstain \_\_\_\_\_

\_\_\_\_\_  
Edward J. Gallo, President of Council

APPROVED AS TO FORM:

ATTEST:

\_\_\_\_\_  
Andrew J. Medwid, Law Director

\_\_\_\_\_  
Cathy VanAuker, Clerk of Council

APPROVED:

\_\_\_\_\_  
Randy E. Hutchinson, Mayor

\_\_\_\_\_  
Date

DISAPPROVED:

Objections: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_  
Randy E. Hutchinson, Mayor

\_\_\_\_\_  
Date