

VILLAGE OF OBETZ
RECORD OF ORDINANCES

ORDINANCE: 70 – 16

PASSED: October 11, 2016

AN ORDINANCE TO PROVIDE FOR A CONTRACTING PROCEDURE FOR CONSTRUCTION OF THE PROJECT CURRENTLY NAMED THE "OBETZ MUNICIPAL STADIUM IMPROVEMENTS 2016," AND TO DECLARE AN EMERGENCY

WHEREAS, the Council of the Village of Obetz desires to waive competitive bidding and establish a specific contracting procedure for purposes of negotiating a proposal and entering into a contract for construction of the Municipal Stadium Improvements; and,

WHEREAS, the Village Council is empowered to enact ordinances for the waiver of competitive bidding in the awarding of contracts by Section 8.02(C) of the Village Charter; and,

WHEREAS, certain contractual obligations related to the operations of the Municipal Stadium require the construction period to be conducted over the winter months and for the Stadium to be operational by or about April 1, 2017; a roughly six month period; and,

WHEREAS, Council finds that it is in the best interest of the Village of Obetz and its citizens that the process for completing the improvements at the Municipal Stadium be accelerated as much as possible to allow for meeting the April completion date while also protecting the public purse by implementing a competitive system outside of the traditional bidding process; and,

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF OBETZ, OHIO, NO LESS THAN FIVE MEMBERS OF COUNCIL CONCURRING THAT:

Section 1. Council hereby finds and declares that, as a "home rule" charter village, Obetz shall not be obligated to follow statutory procedures regarding contracting, including but not limited to Ohio Revised Code Sections 721.01-721.03, 731.141, 9.312, 9.313, 9.32, 9.33-9.332, 153.12-153.14, 153.50-153.52, 153.34, 153.56-153.571, 153.67-153.71, 735.05-735.09, and other applicable sections within O.R.C. Chapter 153.

Section 2. Pursuant to Section 8.02(C) of the Village Charter, Village Council hereby waives competitive bidding with regard to the contract for construction of the Municipal Stadium Improvements.

Section 3. Council hereby empowers the Village Administrator to select and interview three construction managers and execute a Construction Manager at Risk ("CMR") contract with the one that provides the best value to the Village.

Section 3. This ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, welfare and safety and for the further reason that there exists the immediate necessity to provide for the most efficient and beneficial construction process for the Municipal Stadium Improvements, such that construction can be completed during 2016 and Spring 2017; WHEREFORE, this ordinance shall take effect and be in force from and after its passage.

Passed this 11 day of October, 2016.

ATTESTS:

Stacey Boumis
Stacey Boumis, Clerk of Council

D. Greg Scott, Mayor

Louise Crabtree, Council Pres. Pro-Tem

APPROVED AS TO FORM

Stephen J. Smith, Esq., Law Director

CERTIFICATION OF PUBLICATION

Pursuant to the Village Charter, I, Stacey E. Boumis, Clerk of Council of the Village of Obetz, Ohio, do hereby certify that Ordinance 70-16 was duly posted at 4:30 PM (time) on the 12 day of October, 2016, at the Obetz Government Center, as well as on the Obetz website.

Stacey Boumis
Stacey Boumis, Clerk

10/12/16
Date

