

VILLAGE OF OBETZ
RECORD OF ORDINANCES

ORDINANCE: 23 - 18

PASSED: May 29, 2018

**AN ORDINANCE TO PROVIDE FOR A CONTRACTING PROCEDURE FOR CONSTRUCTION OF THE
FORTRESS OBETZ AND RECREATION TRAIL INFRASTRUCTURE IMPROVEMENTS, AND
DECLARING 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 Fortress Obetz and Recreation Trail Infrastructure 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, the immediate construction of the Fortress Obetz and Recreation Trail Infrastructure Improvements are necessary in order to complete the improvements prior to the Obetz ZucchiniFest; and,

WHEREAS, Council finds that it is in the best interest of the Village of Obetz and its citizens that the process of constructing these improvements be accelerated as much as possible 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 Fortress Obetz and Recreation Trail Infrastructure Improvements.

Section 3. Council hereby empowers the Village Administrator to select a contractor and execute a Design Build (DB) contract.

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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 Fortress Obetz and Recreation Trail Infrastructure Improvements, such that construction can be completed during 2018; WHEREFORE, this Ordinance shall take effect and be in force from and after its passage.

Passed this 29 day of May, 2018.

ATTESTS:

Stacey Boumis
Stacey Boumis, Clerk of Council

D. Greg Scott, Mayor

Michael R. Flaherty
Michael Flaherty, Council Pres. Pro-Tem

APPROVED AS TO FORM

[Signature]
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 23-18 was duly posted at 11:45 AM (time) on the 18 day of June, 2018, at the Obetz Government Center, Obetz Athletic Club, and Obetz Community Center as well as on the Obetz website.



Stacey Boumis
Stacey Boumis, Clerk

6/18/18
Date