



**CITY OF OBETZ
RECORD OF ORDINANCES**

ORDINANCE: 03 – 22

PASSED: February 28, 2022

AN ORDINANCE TO PROVIDE FOR A CONTRACTING PROCEDURE FOR CONSTRUCTION OF A WATERLINE EXTENSION AND MISCELLANEOUS INFRASTRUCTURE IMPROVEMENTS, AND DECLARING AN EMERGENCY

WHEREAS, the Council of the City 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 a waterline extension and miscellaneous infrastructure improvements; and,

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

WHEREAS, the immediate construction of a waterline extension and miscellaneous infrastructure improvements in the Rathmell Road/Lockbourne Road area is necessary due to the construction of housing; and,

WHEREAS, Council finds that it is in the best interest of the City 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 CITY 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 city, 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 City Charter, City Council hereby waives competitive bidding with regard to the contract for construction of the waterline extension and miscellaneous infrastructure along Rathmell Road and Lockbourne Road.

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

Section 4. This Ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, welfare and safety such emergency arising from the need to make the necessary improvements to support residential development in the area and for the further reason that there exists the immediate necessity to provide for the most efficient and beneficial construction process for the infrastructure improvements, such that construction of public infrastructure can be coordinated with the construction of the private infrastructure; WHEREFORE, this Ordinance shall take effect and be in force from and after its passage.

Passed this 28 day of February, 2022.

ATTESTS:

Stacey Boumis
Stacey Boumis, Clerk of Council

Angela M. Kirk
Angela M. Kirk, Mayor

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

APPROVED AS TO FORM:

Eugene L. Hollins
Eugene L. Hollins, Esq., Law Director

CERTIFICATION OF PUBLICATION

Pursuant to the City Charter, I, Stacey E. Boumis, Clerk of Council of the City of Obetz, Ohio, do hereby certify that Ordinance 03-22 was duly posted at 11:00 AM (time) on the 7 day of March, 2022, at the Obetz Government Center, Obetz Athletic Club, and Obetz Community Center as well as on the Obetz website.



Stacey Boumis
Stacey Boumis, Clerk

3/7/22
Date