

ORDINANCE NO. 5-22

AN ORDINANCE AUTHORIZING AND DIRECTING THE DIRECTOR OF SAFETY AND SERVICE TO ACCEPT ISLAND PORT COMPANY II, LLC'S BID FOR THE PID # 115038 - 150 TON MARINE LIFT PROJECT AND TO TAKE ANY ACTIONS, INCLUDING EXECUTION AND DELIVERY OF ANY AGREEMENTS OR INSTRUMENTS, NECESSARY TO PROCEED WITH THE PROJECT AND DECLARING AN EMERGENCY

WHEREAS, the Jet Express applied to the FHWA Ferry Boat Discretionary Program (the "Program") for federal funding to construct a 150 Metric Ton Travel Lift for ferry boat winterization in the City of Port Clinton, Ohio, Ottawa County (the "Project"); and

WHEREAS, the City was notified by ODOT that the Project had been accepted for funding and that the City was authorized to advertise the Project for bids in accordance with the LPA policy agreement; and

WHEREAS, the City advertised the Project for bids beginning on January 10, 2022, for three consecutive weeks per ODOT LPA procedures; and

WHEREAS, bids were opened on January 31, 2022 and Island Port Company II, LLC submitted the lowest bid for the Project in the amount of \$337,500.00; and

WHEREAS, this Council finds and determines that the City should accept Island Port Company II, LLC's bid in the amount of \$337,500.00 and proceed with this Project for the benefit of the Jet Express at the earliest possible time.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Port Clinton, Ottawa County, Ohio:

Section 1. The Director of Safety and Service is hereby authorized to accept Island Port Company II, LLC's bid in the amount of \$337,500.00 for PID # 115038 – 150 Ton Marine Lift Project and proceed with the Project.

Section 2. The Mayor, the Auditor, the Treasurer, the Clerk of Council, the Director of Safety and Service, Law Director, and other City officials, as appropriate, are each authorized and directed to take any and all such other actions, including execution and delivery of any agreements or instruments as are necessary, appropriate or required to consummate the transactions contemplated by this Ordinance.

Section 3. This Council finds and determines that all formal actions of this Council and any of its committees concerning and relating to the passage of this Ordinance were taken in an open meeting of this Council or committees, and that all deliberations of this Council, and any of its committees, that resulted in those actions were in meetings open to the public, in compliance with the law.

Section 4. This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the City, and for the further reason that this Ordinance is required to be immediately effective so the City can accept Island Port Company II, LLC's bid and take any actions, including execution and delivery of any agreements or instruments, necessary to proceed with the project, **wherefore**, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

Passed: _____, 2022

President of Council

Attest: _____
Clerk of Council

Approved _____, 2022

Mayor