

ORDINANCE NO. 43 - 22

AN ORDINANCE AUTHORIZING AND DIRECTING THE DIRECTOR OF SAFETY AND SERVICE TO ENTER INTO AN AGREEMENT WITH POGGEMEYER DESIGN GROUP INC., A KLEINFELDER COMPANY, FOR FINAL DESIGN AND BIDDING FOR THE ROADWAY PAVEMENT RESURFACING IMPROVEMENT PORTION OF THE PORT CLINTON INFRASTRUCTURE IMPROVEMENT PROJECT AND DECLARING AN EMERGENCY

WHEREAS, the Director of Safety and Service has reviewed the Agreement with Poggemeyer Design Group Inc., A Kleinfelder Company, to retain an engineer to provide professional services for continued topographic surveying and funding administration assistance along with final engineering and bidding for approximately 106,130 linear feet of roadway resurfacing and limited pavement repair (the "Agreement") and has reviewed the responsibilities and obligations of each of the parties to the Agreement, and

WHEREAS, this Council has considered the benefits to the City by executing the Agreement and finds and determines that the Director of Safety and Service should execute the Agreement as authorized by this Ordinance.

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

Section 1. The Director of Safety and Service is hereby authorized to enter into the Agreement with Poggemeyer Design Group Inc., A Kleinfelder Company, to retain an engineer to provide professional services for continued topographic surveying and funding administration assistance along with final engineering and bidding for approximately 106,130 linear feet of roadway resurfacing and limited pavement repair. A copy of the Agreement is on file with the Director. A final draft of the Agreement is required to be executed and is hereby authorized and directed to be executed by the Director of Safety and Service.

Section 2. The funds necessary to enter into the Agreement are hereby appropriated from the Infrastructure Improvement Fund.

Section 3. The Mayor, the Auditor, the Treasurer, the Clerk of Council, the Director of Safety and Service, the Director of Law 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 4. 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 5. 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 that the Director of Safety and Service may immediately execute the Agreement authorized herein so the City may timely move forward 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