

## ORDINANCE NO. 26 – 16

By: Deneese Owen

**An Ordinance to authorize the Mayor to execute a grant agreement with the State of Ohio for the environmental cleanup and remediation of the site located at 396 North Cassady Avenue; to appropriate \$434,000 from the City's general fund into the Grants Account for the purpose of paying grant-reimbursable expenses; to clarify that this project is not a "public improvement" for the purposes of the public bidding process; and to declare an emergency.**

**Whereas,** The City has worked with the property owner of 396 North Cassady to secure funding for the environmental remediation of the petroleum contaminated site; and

**Whereas,** The State of Ohio grant program that has been awarded to the project requires the City of Bexley to be the grantee of record and that all funds being expended through the grant be processed through the City of Bexley; and

**Whereas,** The project, which directly benefits a private property owner, is not a "public improvement" as outlined in Bexley City Charter Section 59, and therefore the competitive bidding process does not apply;

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BEXLEY, OHIO:**

**Section 1:**

That the Grant Agreement attached as "Exhibit A" be approved, and that the Mayor and City Auditor be authorized to execute the agreement.

**Section 2:**

That \$434,000 be hereby appropriated from the General Fund into the grants account for the purpose of paying grant-reimbursable expenses.

**Section 3:**

That the competitive bidding process does not apply to this project, pursuant to Bexley City Charter Section 59, as this project is not a "public improvement".

**Section 4.**

That this Ordinance is an emergency measure necessary for the immediate preservation of the public peace, health, safety or welfare, and shall take effect upon its passage and approval by the Mayor.

Passed: \_\_\_\_\_, 2016

\_\_\_\_\_  
Tim Madison, President of Council

Attest: \_\_\_\_\_  
William Harvey, Clerk of Council

Approved: \_\_\_\_\_, 2016

\_\_\_\_\_  
Benjamin J. Kessler, Mayor

First Reading 8-09-16