

FIRST READING: 5.22.17

SECOND READING: _____

THIRD READING: _____

ORDINANCE NO. 37-17

BY: DAVID W. FURRY

AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR AND THE DIRECTOR OF PUBLIC SAFETY SERVICE TO PAY LAKE ERIE ELECTRIC THE COSTS FOR REPLACING A TRANSFORMER AND NECESSARY REPAIRS TO THE ELECTRIC SERVICE AT THE ROCKY RIVER WASTEWATER TREATMENT PLANT IN AN AMOUNT NOT TO EXCEED \$60,000.00

WHEREAS: on May 9, 2017 the secondary power source at the Rocky River Rocky River Wastewater Treatment Plant (WWTP) failed, creating an emergency as said secondary back-up power source is required by the Ohio EPA; additionally, failure to provide a power source can create a catastrophic loss of operation at the WWTP; and

WHEREAS: further interruptions of power jeopardize the operations of the WWTP could compromise the settled sewage pumping, disinfection systems and operations of the WWTP; therefore immediate steps to provide back-up power must be provided via a rental generator to be serviced and provided by Lake Erie Electric; and

WHEREAS: as provided for in Article VII, Section 4 of the City of Rocky River Charter, states that Council may authorize expenditures without public bidding for product, services and emergency repair including labor and material; and

WHEREAS: the Rocky River WWTP will secure a replacement transformer, necessary meters, with installation and labor provided by Lake Erie Electric, who has the unique and specialized labor and equipment to rectify this emergency and to prevent catastrophic failure of operations due to potential power failure, these costs will be equally distributed to the four communities that constitute the WWTP's Board of Control at a cost not to exceed \$60,000.00.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ROCKY RIVER, COUNTY OF CUYAHOGA, STATE OF OHIO:

SECTION 1. That the Mayor and the Director of Public Safety-Service are hereby authorized to pay Lake Erie Electric, 25730 First Street, Westlake, OH 44145 for the replacement and necessary repairs to the electric service at the Rocky River Waste Water Treatment Plant in an amount not to exceed Sixty Thousand Dollars and 00/100 (\$60,000.00).

SECTION 2. Payment for these emergency repairs shall be made from the WWTP Capital Fund – Contractor Repair Account.

SECTION 3. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of public peace, health and safety and that these repairs must begin as soon as possible due to the potential, catastrophic results of a potential power failure and due to regulatory requirements to maintain secondary power sources; provided it receives the affirmative vote of two-thirds (2/3) of all members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED: May 22nd, 2017


JAMES W. MORAN
President of Council

PRESENTED

TO MAYOR: May 22nd, 2017 APPROVED: May 22nd, 2017

I, the undersigned clerk of council of the city of Rocky River, State of Ohio, do hereby certify that publication of the foregoing ordinance was duly made by posting a true copy thereof in the lobby of the Rocky River City Hall, in accordance with the charter of Rocky River, commencing on the 22nd day of May, 20 17.


Clerk of Council of the City of Rocky River, Ohio

ATTEST:

Susan G. Pease
SUSAN G. PEASE
Clerk of Council

Pamela E. Bobst
PAMELA E. BOBST
Mayor

It is hereby certified that the amount required for the execution of this Ordinance has been lawfully appropriated or authorized or directed for such purpose and is in the treasury or in the process of collection to the credit of the fund described herein free from any obligation or certification now outstanding.

Michael Thomas
MICHAEL THOMAS, CPA
Director of Finance

City of Rocky River } ss
County of Cuyahoga }

THE UNDERSIGNED CLERK OF THE COUNCIL OF THE CITY OF ROCKY RIVER, OHIO DOES HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND CORRECT COPY OF ORDINANCE NO. 37-17 ADOPTED BY THE COUNCIL OF SAID CITY ON THE 22nd DAY OF May, 20 17 THAT THE PUBLICATION OF SUCH ORDINANCE HAS BEEN MADE AND CERTIFIED OF RECORD ACCORDING TO LAW; THAT NO PROCEEDINGS LOOKING TO A REFERENDUM UPON SUCH ORDINANCE HAVE BEEN TAKEN; THAT SUCH ORDINANCE AND THE CERTIFICATE OF PUBLICATION THEREOF, ARE OF RECORD IN ORDINANCE RECORD NO. 37-17

IN WITNESS WHEREOF, I HAVE HEREUNTO SUBSCRIBED MY NAME AND AFFIXED MY OFFICIAL SEAL THIS 22nd DAY OF May, 20 17.

Aileen G. Ryan
CLERK OF COUNCIL OF THE CITY OF ROCKY RIVER, OHIO