

ORDINANCE NO. 20-086

AN ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH ED BURDUE & COMPANY, LLC, OF SANDUSKY, OHIO, FOR THE CDBG FY19 DEMOLITION PROJECT #2; AND DECLARING THAT THIS ORDINANCE SHALL TAKE IMMEDIATE EFFECT IN ACCORDANCE WITH SECTION 14 OF THE CITY CHARTER.

WHEREAS, the City Commission declared the necessity for the City to proceed with the proposed CDBG FY19 Demolition Project #2 by Resolution No. 043-19R, passed on November 25, 2019, which involved the asbestos abatement and demolition of seven (7) residential structures located at 1723 Sadler Street, 233 Center Street, 1104 Hayes Avenue, 1116 Second Street, 205 Hendry Street, 402 Bell Street, and 313 Tiffin Avenue; and

WHEREAS, this City Commission declared the necessity for the City to proceed with the proposed Asbestos Abatement and Demolition of 2139 Parkview Boulevard Project by Resolution No. 005-20R, passed on January 27, 2020, which involved the asbestos abatement and demolition of a vacant 4-unit structure, formally used as rental property and located at 2139 Parkview Boulevard and abutting Churchwell Park; and

WHEREAS, these two (2) projects were combined and the 1116 Second Street structure was removed from the demolition bid as it has since been privately acquired; and

WHEREAS, all of the remaining properties are residential and are privately owned that have been condemned and ordered for demolition by the City or the Housing Appeals Board with the exception of 2139 Parkview Boulevard which is owned by the City; and

WHEREAS, upon competitive bidding as required by law eleven (11) appropriate bids were received and the bid from Ed Burdue & Company, LLC of Sandusky, Ohio, was determined to be the lowest and best bid; and

WHEREAS, the total cost for the asbestos abatement and demolition is \$107,376.75 of which \$97,764.75 will be paid with FY19 Community Development Block Grant (CDBG) funds and the remaining balance of \$6,231.47 will be paid with recently received fire insurance funds being held by the City from the insurance company providing coverage on the property at 1104 Hayes Avenue; and

WHEREAS, this Ordinance should be passed as an emergency measure under suspension of the rules in accordance with Section 14 of the City Charter in order to move forward with the project and to continue to implement the City's efforts towards blight elimination in the interest of the health and safety and general welfare of the citizens of Sandusky; and

WHEREAS, in that it is deemed necessary in order to provide for the immediate preservation of the public peace, property, health, and safety of the City of Sandusky, Ohio, and its citizens, and to provide for the efficient daily operation of the Municipal Departments, including the Department of Planning, of the City of Sandusky, Ohio, the City Commission of the City of Sandusky, Ohio finds that an emergency exists regarding the aforesaid, and that it is advisable

that this **Ordinance** be declared an emergency measure which will take immediate effect in accordance with Section 14 of the City Charter upon its adoption; and NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF SANDUSKY, OHIO, THAT:

Section 1. The City Manager is authorized and directed to enter into a contract with Ed Burdue & Company, LLC, of Sandusky, Ohio, for the CDBG FY19 Demolition Project #2, in an amount **not to exceed** One Hundred Seven Thousand Three Hundred Seventy Six and 75/100 Dollars (\$107,376.75) consistent with the bid submitted by Ed Burdue & Company, LLC, of Sandusky, Ohio, currently on file in the office of the Director of Public Works.

Section 2. If any section, phrase, sentence, or portion of this Ordinance is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

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

Section 4. That for the reasons set forth in the preamble hereto, this Ordinance is hereby declared to be an emergency measure which shall take immediate effect in accordance with Section 14 of the City Charter after its adoption and due authentication by the President and the Clerk of the City Commission of the City of Sandusky, Ohio.



RICHARD R. BRADY
PRESIDENT OF THE CITY COMMISSION



KELLY L. KRESSER
CLERK OF THE CITY COMMISSION

Passed: June 8, 2020