

ORDINANCE NO. 23-059

AN ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH GREAT LAKES CONSTRUCTION CO. OF HINCKLEY, OHIO, FOR THE ULTRAVIOLET (UV) DISINFECTION REFURBISHMENT PROJECT; AND DECLARING THAT THIS ORDINANCE SHALL TAKE IMMEDIATE EFFECT IN ACCORDANCE WITH SECTION 14 OF THE CITY CHARTER.

WHEREAS, the City received a bulletin in March 2021 from TrojanUV, the manufacturer of the ultraviolet disinfection system employed at the wastewater pollution control plant, indicating that certain parts would no longer be reproduced for the TrojanUV 4000 equipment after July 31, 2022, and therefore, it is imperative that the City replace the existing system with a new model that can be properly maintained; and

WHEREAS, the Ultraviolet (UV) Disinfection Refurbishment Project involves the replacement of the Trojan UV4000 system with the newest Trojan model, TrojanUV Signa, which has a slightly different footprint requiring modifications to the channel and incorporated Parshall flume entering the disinfection building where the effluent flow is metered for permit compliance and includes instrumentation, controls, and electrical upgrades, as well as a new variable frequency drive for the effluent pumping system at the Plant; and

WHEREAS, the City Commission approved an amendment to the agreement for Professional Design Services with Stantec Consulting Services, Inc. of Cleveland, Ohio, for the Mills Street High Rate Treatment Project, which included detailed design and preparation of bidding documents for the Ultraviolet (UV) Disinfection Refurbishment Project, by Ordinance No. 22-047, passed on March 14, 2022, and subsequently approved a Second Amendment to the agreement for additional services, which included construction administration for the Ultraviolet (UV) Disinfection Refurbishment Project by Ordinance No. 23-006, passed on January 9, 2023; and

WHEREAS, this City Commission declared the necessity for the City to proceed with the proposed Ultraviolet (UV) Disinfection Refurbishment Project by Resolution No. 004-23R, passed on January 23, 2023; and

WHEREAS, the City Commission authorized the filing of an application with the Ohio Environmental Protection Agency (OEPA) for a loan through the Water Pollution Control Loan Fund (WPCLF) program for the design, construction, and inspection of the Mills Street High-Rate Treatment Project and the Ultraviolet (UV) Disinfection Refurbishment by Resolution No. 001-23R, passed on January 23, 2023; and

WHEREAS, upon public competitive bidding as required by law, two (2) appropriate bids were received and the bid from Great Lakes Construction Co. of Hinckley, Ohio, was determined to be the lowest and best bid; and

WHEREAS, the consultant, Stantec Consulting Services, Inc. reviewed the bids and recommends awarding the contract to Great Lakes Construction Co. and the Director of Public Works agrees with this recommendation; and

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WHEREAS, the total construction cost of this project, based on bid, is \$2,630,156.00 and these costs will initially be paid with Sewer Funds as the City has applied for a low-interest loan from the Ohio Water Pollution Loan Fund (WPCLF) to finance the project and the City will receive partial reimbursement from Erie County pursuant to the Sewer Services Agreement; 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 have the new equipment operation by the disinfection season in the spring of 2024; 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 Public Works, 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 Great Lakes Construction Co. of Hinckley, Ohio, for the Ultraviolet (UV) Disinfection Refurbishment Project, in an amount **not to exceed** Two Million Six Hundred Thirty Thousand One Hundred Fifty-Six and 00/100 Dollars (\$2,630,156.00) consistent with the bid submitted by Great Lakes Construction Co. of Hinckley, 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

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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



ATTEST:

CATHLEEN A. MYERS
CLERK OF THE CITY COMMISSION

Passed: March 13, 2023