

RESOLUTION NO. 021-22R

A RESOLUTION DECLARING THE NECESSITY FOR THE CITY TO PROCEED WITH THE PROPOSED PELEE ISLANDER STOP PILES PROJECT; APPROVING THE SPECIFICATIONS AND ENGINEER'S ESTIMATE OF COST THEREOF; AND DIRECTING THE CITY MANAGER TO ADVERTISE FOR AND RECEIVE BIDS IN RELATION THERETO; AND DECLARING THAT THIS RESOLUTION SHALL TAKE IMMEDIATE EFFECT IN ACCORDANCE WITH SECTION 14 OF THE CITY CHARTER.

WHEREAS, the City Commission approved a Lease Agreement with Owen Sound Transportation Company, Limited, for the utilization of dockage space at the Jackson Street Pier by Ordinance No. 20-126, passed on August 24, 2020, and approved an amended Lease Agreement by Ordinance No. 22-046, passed on March 14, 2022; and

WHEREAS, a few years ago when the City embarked on reconstruction of the Jackson Street Pier, the Pier was constructed to accommodate the *Jiimaan*, a larger end-loading vessel, instead of the *Pelee Islander*, a smaller side-loading vessel, and several months into the design-build project, a decision was made by the Ministry of Transportation of Ontario (MTO) to keep the *Pelee Islander* assigned to the international ferry service out of Sandusky; and

WHEREAS, the proposed Pelee Islander Stop Piles Project involves modifications to accommodate the *Pelee Islander* with loading and unloading of passengers and vehicles that includes two (2) stop piles that will be drilled into the bedrock in the slip and the installation of one (1) bumper, supplied by Owen Sound Transportation Company, and installed by the City's contractor; and

WHEREAS, the estimated cost for this project, including advertising and miscellaneous costs, is \$175,000.00 and will initially be paid with Capital Funds and then reimbursed by Owen Sound Transportation Company pursuant to the Lease Agreement; and

WHEREAS, this Resolution should be passed as an emergency measure under suspension of the rules in accordance with Section 14 of the City Charter in order to immediately bid the project to accommodate pedestrian and vehicular service as quickly as possible; 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 **Resolution** 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 RESOLVED BY THE CITY COMMISSION OF THE CITY OF SANDUSKY, OHIO, THAT:

Section 1. The specifications and estimates of cost as prepared by the Director of Public Works and submitted to this City Commission, and which are now on file in the offices of the Director of Public Works and the Clerk of the City

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Commission, for the proposed Pelee Islander Stop Piles Project, be and the same hereby are approved by this City Commission.

Section 2. This City Commission hereby declares it necessary to proceed with the proposed Pelee Islander Stop Piles Project at the earliest possible time.

Section 3. The City Manager is authorized and directed to advertise for and to receive bids in relation to the proposed Pelee Islander Stop Piles Project as required by law.

Section 4. If any section, phrase, sentence, or portion of this Resolution 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 5. This City Commission finds and determines that all formal actions of this City Commission concerning and relating to the passage of this Resolution 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 6. That for the reasons set forth in the preamble hereto, this Resolution 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 28, 2022