

ORDINANCE NO. 1-89

AN ORDINANCE, AUTHORIZED BY SECTION 124.42, REVISED CODE, AUTHORIZING THE ORIGINAL APPOINTMENT OF MARK PUHL, A PERSON BETWEEN THE AGE OF 18 AND 36 YEARS, TO THE NELSONVILLE FIRE DEPARTMENT, AND DECLARING AN EMERGENCY.


BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NELSONVILLE, STATE OF OHIO:

Section I:

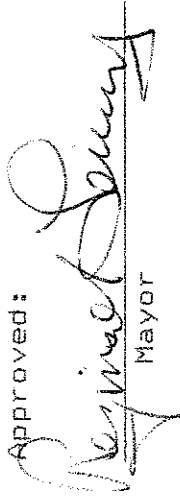
Pursuant to the authority of Section 124.42, Revised Code, Nelsonville City Council authorizes the original appointment of Mark Puhl, a person between the ages of 18 and 36 years, to the Nelsonville Fire Department.

Section II:

This measure is declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the citizens of Nelsonville, Ohio, for the reason that the a vacancy exists in the Nelsonville Fire Department and Mark Puhl is an outstanding candidate for appointment to the fire department and therefore this measure shall take effect upon its passage and approval by the Mayor.



President of Council

Approved: 

Mayor

Attest:



Clerk of Council

Passed this 9th day of January, 1989.

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AN ORDINANCE APPROPRIATING \$149,315.00 FROM THE GENERAL FUND FOR TEMPORARY POLICE AND FIRE DEPARTMENT EXPENDITURES AND FOR TEMPORARY GENERAL EXPENSES FOR THE CITY; \$25,300.00 FROM THE STREET FUND FOR TEMPORARY MAINTENANCE EXPENSES WITHIN THAT FUND; \$15,100.00 FROM THE STREET LEVY FUND FOR THE TEMPORARY MAINTENANCE EXPENSES WITHIN THAT FUND; \$3,500.00 FROM THE PERMISSIVE TAX FUND FOR TEMPORARY STREET MAINTENANCE EXPENSES; \$6,820.00 FROM THE CITY INCOME TAX FUND FOR TEMPORARY CITY INCOME TAX OFFICE EXPENDITURES; \$7,100.00 FROM THE STREET LIGHT FUND FOR TEMPORARY UTILITY EXPENSES; \$22,500.00 FROM THE CAPITAL IMPROVEMENT FUND FOR CAPITAL IMPROVEMENT EXPENDITURES WITHIN THE CITY; \$122,330.00 FROM THE WATER FUND FOR THE OPERATION AND MAINTENANCE OF THE WATER DEPARTMENT; \$81,000.00 FROM THE SEWER FUND FOR THE OPERATION AND MAINTENANCE OF THE SEWER DEPARTMENT; \$10,000.00 FROM THE PARKING METER FUND FOR THE TEMPORARY EXPENSES FOR THE MAINTENANCE, OPERATION, AND OTHER COLLECTION EXPENSES FOR THE COLLECTION OF PARKING METER FUNDS; \$4,000.00 FROM THE WATER DEPOSIT FUND FOR THE OPERATION AND MAINTENANCE OF THE WATER DEPARTMENT; \$600.00 FROM THE RECREATION FUND FOR THE TEMPORARY MAINTENANCE AND OPERATION OF THE RECREATION DEPARTMENT; AND DECLARING AN EMERGENCY.

Be it ordained by the Council of the City of Nelsonville, State of Ohio.

SECTION 1.

That the sum of \$149,315.00 be and it is hereby appropriated from the General Fund for temporary general expenses for the city including police and fire department expenditures;

SECTION 2.

That the sum of \$25,300.00 be and it is hereby appropriated from the Street Fund for temporary maintenance expenses within that

fund;

SECTION 3.

That the sum of \$15,100.00 be and it is hereby appropriated from the Street Levy Fund for the temporary maintenance expenses within that fund.

SECTION 4.

That the sum of \$3,500.00 be and it is hereby appropriated from the Permissive Tax Fund for temporary street maintenance expenses;

SECTION 5.

That the sum of \$6,820.00 be and it is hereby appropriated from the City Income Tax Fund for the temporary City Income Tax Office expenditures;

SECTION 6.

That the sum of \$7,100.00 be and it is hereby appropriated from the Street Light Fund for temporary utility expenses;



held 1st week
of 1-13-89
and 2-13-89
and 3-13-89
and 4-13-89
and 5-13-89
and 6-13-89
and 7-13-89
and 8-13-89
and 9-13-89
and 10-13-89
and 11-13-89
and 12-13-89

ORDINANCE NO. 3-89

AN ORDINANCE INCREASING THE COMPENSATION FOR THE ASSISTANT LAW DIRECTOR TO \$35.00 PER HOUR AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NELSONVILLE, STATE OF OHIO:

SECTION I:

That the compensation of the Assistant Law Director is hereby established to be \$35.00 per hour.

SECTION II:

All statements for services provided by the Assistant Law Director shall be submitted to the finance committee chairman for review by the finance committee prior to payment for services rendered.

SECTION III:

This measure is declared to be an emergency measure necessary for the preservation of the public health, safety and welfare of the citizens of Nelsonville and therefore, shall take effect upon its passage and approval by the Mayor.

President of Council

APPROVED:

Raymond Lewis
Mayor

ATTEST:

Clerk of Council

Passed this _____ day of _____, 1989

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AN ORDINANCE DECLARING A REAL AND PRESENT EMERGENCY ARISING IN CONNECTION WITH THE OPERATION OF THE DEPARTMENT OF PUBLIC SAFETY, AUTHORIZING THE SAFETY SERVICE DIRECTOR TO PURCHASE 15 AIR PACKS FOR THE NELSONVILLE FIRE DEPARTMENT, WITHOUT THE NECESSITY OF FORMAL BIDDING REQUIREMENTS FOR THE SAME; APPROPRIATING \$9,750.00 FROM THE CAPITAL IMPROVEMENT FUND FOR THE ACQUISITION OF THE AIR PACKS, AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NELSONVILLE, STATE OF OHIO:

Section I:

That a real and present emergency is hereby declared in connection with the operation of the Department of Public Safety for the Nelsonville Fire Department.

Section II:

That the Safety Service Director is authorized to purchase 15 air packs for the Nelsonville Fire Department without the necessity of formal bidding for the same.

Section III:

That \$9,750.00 is hereby appropriated from the Capital Improvement Fund for the purpose of purchasing the air packs.

Section IV:

This measure is declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the citizens of Nelsonville, Ohio, for the reason that the fire department is in desperate need of the air packs for their safety and therefore this measure shall take effect upon its passage and approval by the Mayor.

James A. Lass

President of Council

Approved:

Mayor

Attest:

Clerk of Council

Passed this _____ day of _____, 1989.

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ORDINANCE NO. 5-89

AN ORDINANCE DECLARING A REAL AND PRESENT EMERGENCY ARISING IN CONNECTION WITH THE DEPARTMENT OF PUBLIC SAFETY OF THE CITY OF NELSONVILLE; AUTHORIZING THE SAFETY SERVICE DIRECTOR TO PURCHASE A POLICE CRUISER FOR THE POLICE DEPARTMENT WITHOUT THE NECESSITY OF FORMAL ADVERTISING AND BIDDING REQUIREMENTS FOR THE POLICE CRUISER; AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NELSONVILLE, STATE OF OHIO;

SECTION I:

That a real and present emergency arising in connection with the Department of Public Safety of the City of Nelsonville and that the Safety Service Director be and he is hereby authorized to purchase a police cruiser for the Nelsonville Police Department without the necessity of formal advertising and bidding requirements for the cruiser;

SECTION II:

This measure is declared to be an emergency measure necessary for the preservation of the public, health, safety and welfare of the citizens of Nelsonville, Ohio, and therefore, this measure is declared to be an emergency measure and shall take effect upon its passage and approval by the Mayor.

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APPROVED:

Mayor

James A. Hall
President of Council

ATTEST:

Clerk of Council

Passed this _____ day of _____, 1989.

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*passed 3-13-89 read
passed 2nd & 3rd 4-10*

ORDINANCE NO. 7-89

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AN ORDINANCE AMENDING ORDINANCE 6-86 SETTING THE COMPENSATION OF THE NELSONVILLE SAFETY SERVICE DIRECTOR, AND DECLARING AN EMERGENCY.

WHEREAS, ORDINANCE 6-86 WAS ENACTED ON FEBRUARY 24, 1986 REVISING THE COMPENSATION FOR THE NELSONVILLE SAFETY DIRECTOR, AND

WHEREAS, NELSONVILLE COUNCIL DESIRES TO ADJUST THE COMPENSATION TO BE PAID THE NELSONVILLE SAFETY SERVICE DIRECTOR FOR HIS SERVICES.

THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NELSONVILLE, STATE OF OHIO:

SECTION I:

That Ordinance 6-86 is hereby amended and that the compensation for the Safety Service Director be and it is hereby fixed as follows:

For the first six months of service, the Safety Service Director's compensation is to be computed at the rate of \$15,000.00 and for the second six months of service as Safety Service Director his or her compensation is fixed at the rate of \$15,500.00 annually; for the third six months of service the Safety Service Director's compensation be and it is hereby fixed at \$16,500.00 annually; for the next six month period the compensation of the Safety Service Director be and it is hereby fixed at \$17,000.00 annually; for the next six months the compensation for the safety Service Director be and it is hereby fixed at \$18,000.00 annually; for the next six months the compensation of the Safety Service Director be and it is hereby fixed at \$18,500.00 annually; following six months and for the balance of the period of service of the Safety Service Director the compensation for the Safety Service Director be and it is hereby fixed at \$19,000.00 annually.

SECTION II:

The Safety Service Director shall receive additional expenses which receive the prior approval of the Mayor and travel expenses at the rate of 20 cents per mile.

SECTION III:

That the current Safety Service Director Gary Campbell be and he is hereby compensated at the rate of \$16,500.00 in that he is in his 15 months of service as Safety Service Director of Nelsonville. That compensation shall increase to \$17,000.00 on the 1st day of July, 1989,, at which time his compensation shall increase to \$17,000.00 annually.

SECTION IV:

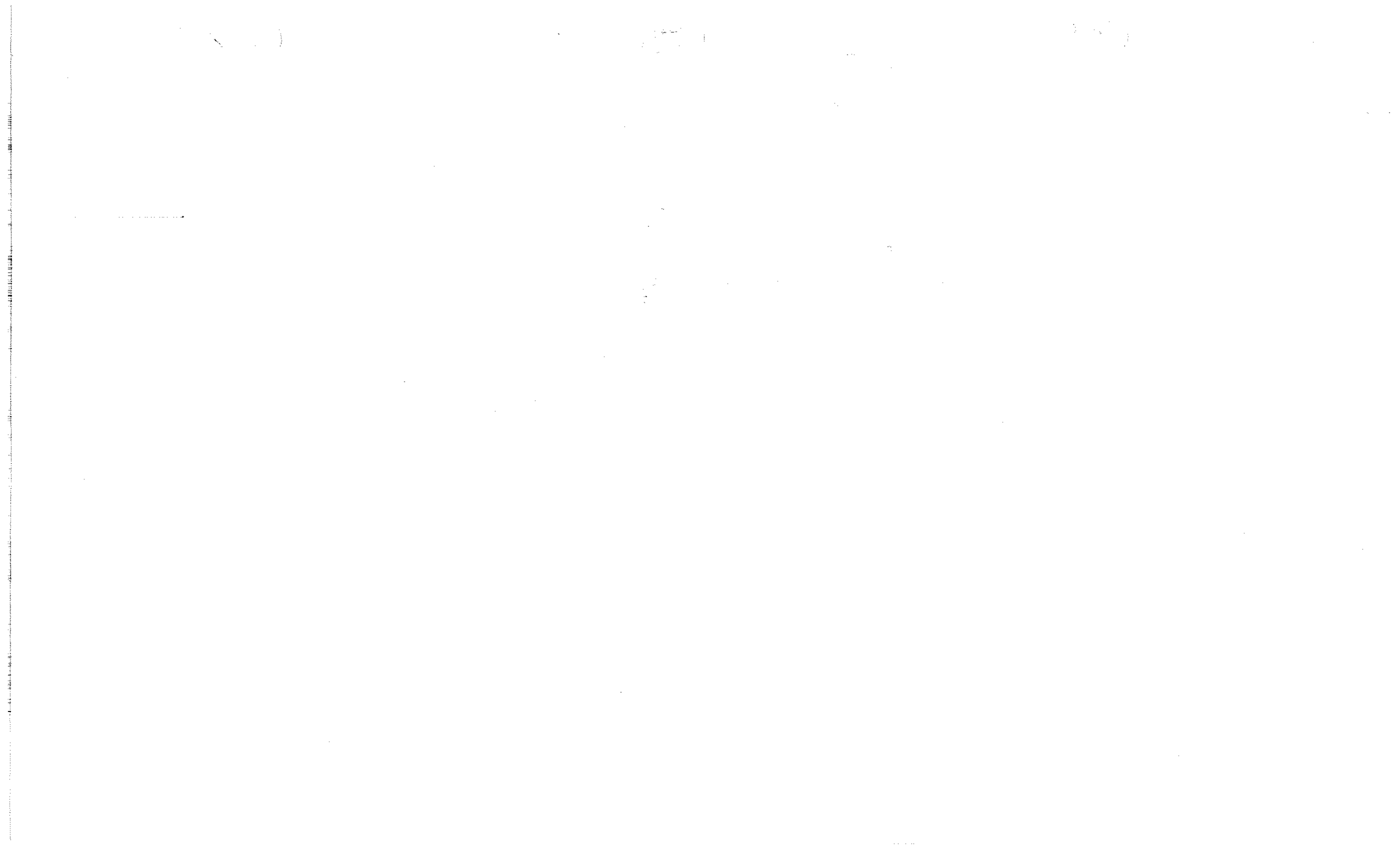
That the Safety Service Director shall be employed by the City in Accordance with all applicable laws and regulations of the State of

18000.00

*750.00 less 1000
624.90 backpay*

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ORDINANCE NO. 9-89
(AS AMENDED)

AN ORDINANCE REPEALING ANY PROVISIONS OF ANY NELSONVILLE CITY ORDINANCE PROHIBITING THE DRILLING OF OIL OR GAS WELLS IN SECTION 18 OF YORK TOWNSHP, ATHENS COUNTY, OHIO, WHICH ARE IN CONFLICT WITH CHAPTER 1509 OF THE OHIO REVISED CODE WHICH REGULATES OIL AND GAS WELLS, AND DECLARING AN EMERGENCY.

WHEREAS, The State of Ohio Department of Natural Resources, Division of Oil and Gas has both statutory and rule making authority to regulate oil and gas wells in the State of Ohio; and

WHEREAS, certain Nelsonville residents in Section 18 of York Township have leased their acreage to an oil and gas development company that is regulated by the Division of Oil and Gas of the Ohio Department of Natural Resources; and

WHEREAS, the oil and gas development company has expressed reservations about undertaking the oil and gas exploration within the Nelsonville City Limits without Nelsonville City Council recognizing that the State of Ohio Department of Natural Resources regulates oil and gas exploration in the State of Ohio.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NELSONVILLE, STATE OF OHIO:

SECTION I:

That any provisions of any Nelsonville City Ordinances which conflict with the provisions of Chapter 1509 of the Ohio Revised Code which regulate oil and gas wells in Section 18 of York Township be and they are hereby repealed.

SECTION II:

This measure is declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the citizens of Nelsonville, Ohio, for the reason that the residents of Nelsonville who have leased their acreage for oil or gas exploration require the enactment of this Ordinance so that their oil or gas wells may be commenced as soon as possible, and therefore this measure shall take effect upon its passage and approval by the Mayor.

President of Council

Approved:

Reginald L. Green
Mayor

Attest:

Catherine J. Dyer
Clerk of Council

Passed this 8th day of May 1989.

ORDINANCE NO. 10-89

ORDINANCE PROVIDING FOR RETAINING SQUIRE, SANDERS & DEMPSEY TO PROVIDE CERTAIN LEGAL SERVICES IN CONNECTION WITH THE PROCEEDINGS FOR \$825,000 BONDS TO REFUND THE CITY'S WATER SYSTEM IMPROVEMENT NOTES ISSUED TO PAY COSTS OF IMPROVING THE WATER TREATMENT PLANT TO INCREASE ITS CAPACITY AND QUALITY OF TREATMENT, AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Nelsonville, Athens County, Ohio, that:

SECTION I:

The City retains the law firm of Squire, Sanders & Dempsey to provide legal services relating to the authorization, sale, issuance and delivery by the City of its \$825,000 Water System Improvement Bonds. Those legal services shall be in the nature of legal advice and recommendations as to the documents and the proceedings and rendering at delivery a related legal opinion including an opinion relating to the treatment of interest for federal income tax purposes. In providing those legal services, as an independent contractor and in an attorney-client relationship, that Firm shall not exercise any administrative discretion in the formulation of public policy, expenditure of public funds, enforcement of laws and rules of the State or any political subdivision, or the execution of public trusts.

SECTION II:

For those legal services relating to the documents and proceedings through delivery of the Bonds that Firm shall be paid a fee now estimated at approximately \$4,500, and in addition shall be paid a reasonable fee for legal services relating to any disclosure document, or for legal services rendered after delivery upon request of the City and relating to the treatment of interest for federal income tax purposes. The firm shall also be reimbursed for actual out-of-pocket expenses (including, but not limited to, travel, long-distance telephone and duplicating expenses) incurred in providing those legal services. The amount necessary to make those payments is hereby appropriated from the water Fund, and the Auditor is authorized and directed to make appropriate certification as to the availability of funds for those fees and any reimbursement and to issue appropriate orders for their timely payment as statements are submitted by that Firm.

SECTION III:

This Council finds and determines that all formal actions of this Council concerning and relating to the adoption of this ordinance were taken in an open meeting of this Council and that all deliberations of this Council 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 IV:

This ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of this City, and for the further reason that this ordinance is required to be immediately effective so that legal counsel can timely prepare the proceedings for the issuance and sale of the Bonds, which is necessary to enable the City to timely retire the outstanding notes and thereby preserve its credit; wherefore, this ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

President of Council

APPROVED:

Mayor

ATTEST:

Clerk of Council

Passed this 12th day of June, 1989.



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ORDINANCE NO. 11-89

AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF \$825,000 BONDS TO REFUND THE CITY'S WATER SYSTEM IMPROVEMENT NOTES ISSUED TO PAY THE COSTS OF IMPROVING THE WATER TREATMENT PLANT TO INCREASE ITS CAPACITY AND QUALITY OF TREATMENT, AND DECLARING AN EMERGENCY.

WHEREAS, pursuant to Ordinance No. 17-88 passed July 11, 1988, notes in anticipation of bonds in the amount of \$800,000, dated August 5, 1988, were issued for the purpose stated in Section I, to mature on August 4, 1989 (the Notes); and

WHEREAS, this Council finds and determines that the City should refund the outstanding Notes, including payment of interest to maturity on the Notes and expenses relating to the issuance of the Bonds described in Section I, with the proceeds of the Bonds described in Section I; and

WHEREAS, the Auditor as fiscal officer of this City has certified to this Council that the estimated life or usefulness of the improvement described in Section I is at least five years and the maximum maturity of the Bonds described in Section I is forty years;

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Nelsonville, Athens County, Ohio, that:

SECTION I:

It is necessary to issue bonds of this City in the aggregate principal amount of \$825,000 (the Bonds) to refund the Notes issued to pay the costs of improving the water treatment plant to increase its capacity and quality of treatment. The issuance of the Bonds is being authorized with a maturity schedule that does not provide for serial bonds maturing in substantially equal annual installments, with certain maturities to be issued subject to redemption at the option of the City prior to their stated maturities at redemption prices exceeding the par amount redeemed, with multiple interest rates not restricted to multiples of 1/8 of 1%, and for the sale of the Bonds at private sale to any person or entity at not less than 98% of the principal amount of the Bonds, all in accordance with the Revised Code Section 133.23 as enacted by Am. House Bill No. 710 of the 117th General Assembly, and such provisions, without limiting the general application of the determination previously made in this section, are deemed necessary and proper and in the best interests of the City.

SECTION II:

The Bonds shall be issued in one lot and only as Bonds registered as to both principal and interest, in the denominations of \$5,000 or any integral multiple thereof, but in no case as to a particular maturity date exceeding the principal amount maturing on that date. The Bonds shall be dated as of June 1, 1989. The Bonds shall be designated "Water System Improvement Bonds" and shall express on their faces the purpose for which they are issued and that they are issued pursuant to this ordinance.

The Bonds shall bear interest at the rates per year stated below (computed on a 360-day per year basis), payable on June 1 and December 1 of each year (the Interest Payment Dates), commencing December 1, 1989, until the principal amount has been paid or provided for. The Bonds shall bear interest from the most recent date to which interest has been paid or provided for or, if no interest has been paid or provided for, from June 1, 1989.

5170
6.50 per cent.

11/10/19

11/10/19



ORDINANCE NO. ¹²⁻⁸⁹~~29-88~~

AN ORDINANCE FOR THE ESTABLISHMENT OF A TAX INCENTIVE COUNCIL AND TO DECLARE AN EMERGENCY

Whereas the City of Nelsonville has heretofore enacted Ordinance No. 29-88 and inadvertently omitted authority to the establishment of a Tax Incentive Council, and

Whereas it is desired to cure said omission at the earliest possible time, now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NELSONVILLE

SECTION 1. Council of the City of Nelsonville agrees to the establishment of a Tax Incentive Council pursuant to Ohio Revised Code Section 5109.63 (B) and will appoint two representatives to said Council within sixty days after the State Development Director certifies the zone.

SECTION 2. That all language in the original Ordinance 29-88 be retained as written and include the language of Section 1 hereinabove set forth.

SECTION 3. For the reason that it is involving other political subdivisions and time is of the essence, and the further reason that it involved monetary affairs, this Ordinance shall take effect forthwith upon its adoption if approved by three-fourths of all members elected to Council, concurring, otherwise at the earliest period permitted by law. The Clerk of this Council is instructed to forward a copy of this Ordinance to the Commissioners of Athens County, Ohio.

James A. Hall
President of Council

PASSED: this 10TH day of July 19 89

ATTEST: Catherine L. Haffin
Clerk of Council

APPROVED: July 10, 19 89

Raymond Lawrence
MAYOR

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ORDINANCE NO. 13-89

AN ORDINANCE APPROPRIATING MONEY AND
TO DECLARE AN EMERGENCY

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NELSONVILLE, TWO -
THIRDS OF ALL MEMBERS ELECTED THERETO CONCURRING, THAT THIS COUNCIL
APPROPRIATE THE SUM OF \$2,000.00 FROM THE GENERAL FUND FOR FIRE SUP-
PLIES AND REPAIR AND MAINTENANCE OF THE FIRE DEPARTMENT.

This ordinance is declared to be an emergency ordinance nec-
essary for the public peace, health and safety and shall take eff-
ect forthwith upon its adoption if approved by two-thirds of all
members elected to council concurring, otherwise at the earliest
period permitted by law.

James A. Hall
President of Council

PASSED this 11TH day of SEPTEMBER, 1989

ATTEST: Catherine J. Miller
Clerk of Council

APPROVED: SEPTEMBER 11, 1989

Reginald Roney
Mayor

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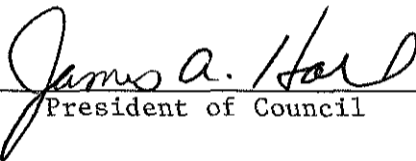
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ORDINANCE NO. 14-89

AN ORDINANCE APPROPRIATING MONEY AND
TO DECLARE AN EMERGENCY

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NELSONVILLE, TWO-THIRDS OF ALL MEMBERS ELECTED THERETO CONCURRING, THAT THIS COUNCIL APPROPRIATE THE SUM OF \$2,000.00 FROM THE GENERAL FUND FOR POLICE SUPPLIES AND REPAIR AND MAINTENANCE.

This ordinance is declared to be an emergency ordinance necessary for the public peace, health and safety and shall take effect forthwith upon its adoption if approved by two-thirds of all members elected to council concurring, otherwise at the earliest period permitted by law.



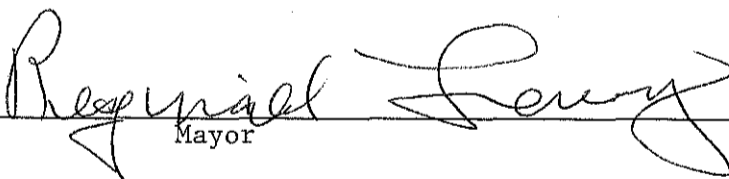
President of Council

PASSED this 11TH day of SEPTEMBER, 1989

ATTEST: 

Clerk of Council

APPROVED: SEPTEMBER 11, 1989



Mayor

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ORDINANCE NO. 15-89

AN ORDINANCE AMENDING ORDINANCE NO. 17-84, EXTENDING THE TERM THEREOF AND DECLARING AN EMERGENCY

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NELSONVILLE, STATE OF OHIO:

SECTION I- That Ordinance 17-84 be amended in the following respects:

(a) Whenever the name Gary Duncan appears therein, the name of Norman Richards shall replace the said name .

(b) That Section 10 of said Ordinance (FEES OF COLLECTION 10 N) be, and hereby is amended to read as follows:

1. The fees for collection and disposal of garbage and rubbish shall be made quarterly:

(a) After January 1, 1990, the fee will be Twenty-Five Dollars and Fifty Cents (\$25.50) per quarter for a single family house.

(b) After January 1, 1990, the fee for each family in dwellings with two or more families, will be Twenty-Five Dollars and Fifty Cents (\$25.50) per quarter per family to be paid by the landlord.

(c) Special residential "upon call " removal will be Fourteen Dollars (\$14.00) per man hour plus Eight Dollars (\$8.00) per compacted cubic yard of trash.

(d) Removal of all large household appliances will be an extra charge of Five Dollars (\$5.00).

(e) If any family customer has more than three twenty gallon garbage or rubbish containers per week, the HAULER may charge that customer a \$1.00 surcharge for each container exceeding the allotted three containers per week.

2. Fees for all commercial and industrial customers shall be fixed at \$6.00 per cubic yard. The hauler shall provide each commercial or industrial customer with a statement for fees to be charged that customer based upon the hauler's estimate of the cubic yards to be collected for each customer. If the commercial or industrial customer disputes the amount to be charged by the HAULER, then that issue shall be submitted to arbitration to an arbitration board comprised of the Nelsonville Safety-Service Director, the HAULER or a representative chosen by the HAULER and the aggrieved business or commercial customer or his or its representative. The conclusions of the arbitrators shall be final and binding upon the HAULER and the customer. The rules of the American Arbitration Association shall be followed in such arbitration.

(c) That SECTION I (a) be amended to read as follows:

The Safety-Service Director of the City of Nelsonville is hereby authorized and directed to enter into an exclusive franchise with Norman Richards dba Duncan Sanitation, a sole business proprietorship, having its principal office in the Village of Glouster, Ohio, for a period of seven years commencing on January 1, 1990, and said agreement shall continue in effect to December 31, 1997.

SECTION II -This Ordinance is declared to be an emergency Ordinance necessary for the public peace, health and safety for the reason that it provides for the removal of offensive wastes and is an exclusive contract and shall take effect forthwith upon its adoption if approved by two-

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thirds of all members elected to Council concurring, otherwise at the earliest period permitted by law.

James A. Hall
PRESIDENT OF COUNCIL

APPROVED:
Raymond Laverdy
MAYOR

ATTEST:
Catherine S. Griffin
CLERK OF COUNCIL

Passed this 9th day of October 1989.

(A)

(B)

(C)

ORDINANCE NO. 16-89

AN ORDINANCE SEEKING AUTHORITY TO PROCEED WITH
SEWER CLEANING WORK AND DECLARING AN EMERGENCY

Whereas, there has heretofore been an examination made of the sewers in various areas of the City of Nelsonville and it has been determined that they are in certain places seriously silted which siltation poses a danger to the entire sewer system;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NELSONVILLE, ATHENS COUNTY, OHIO:

Section 1. That Council hereby finds and determines that the portion of the work which has determined a serious siltation problem in the sewerage system has been studied by them and should immediately be attended to.

Section 2. It is hereby found and determined that the construction of such work shall be carried out as a single improvement with one Ordinance and Contract.

Section 3. That the Safety and Service Director be and he hereby is authorized and directed to enter into a contract with the ~~Valley Systems Incorporated~~ looking to the cleaning of approximately 8,210 feet of sanitary lines and it is hereby determined that said work is serious enough to warrant the suspending of the bidding procedures for the reason that the ~~Valley Systems Incorporated~~ is already familiar with and has accomplished the preliminary work and investigation necessary which investigation this Council hereby adopts and approves.

Section 4. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety and for the further reason that it is urgently necessary to provide for the sanitary sewerage and to eliminate conditions therein which would be hazardous to the health and property of the residents; wherefore this Ordinance shall be in full force and effect from and immediately after its passage if approved by two-thirds of all members elected to Council concurring, otherwise at the earliest period permitted by law.

PRESIDENT OF COUNCIL

APPROVED:

MAYOR

ATTEST:

CLERK OF COUNCIL

PASSED: This 9th day of October 1989

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AN ORDINANCE AUTHORIZING THE SAFETY AND SERVICE DIRECTOR TO PURCHASE RADIO EQUIPMENT FOR THE POLICE DEPARTMENT; TO CONFIRM THE AVAILABILITY OF FUNDS AND TO DECLARE AN EMERGENCY.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NELSONVILLE, STATE OF OHIO:

SECTION I:

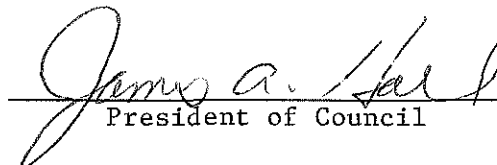
That the Safety and Service Director, be and hereby is authorized and directed to purchase six Motorola MT500 Portables including chargers, carrying cases and antenna and battery and to pay therefor the sum of Four Thousand Five Hundred Dollars (\$4,500.00):

SECTION II:

That there remains in the capital fund the sum of Fourteen Thousand Dollars (\$14,000.00) of which the sum of Four Thousand Five Hundred Dollars (\$4,500.00) was appropriated in the annual budget, having regard to the necessity for the above acquisition and said appropriation is hereby confirmed to the extent of appropriating Four Thousand Five Hundred Dollars (\$4,500.00) from the capital fund to finance the above purchase.

SECTION III:

For the reason that the radio equipment of the police department is presently in bad condition and is not reliable and such situation is of extreme danger to the members of the police department and others who are dependent upon them, this resolution is declared to be an emergency resolution necessary for the public peace, health and safety and shall take effect forthwith upon its adoption and signing by the mayor, otherwise at the earliest period permitted by law.

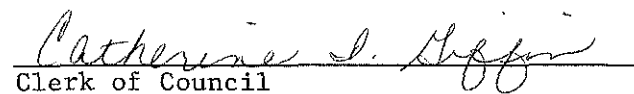


President of Council

APPROVED:

Mayor

ATTEST:



Clerk of Council

Passed this 11th day of December, 1989

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