

ORDINANCE 66-07-O

AN ORDINANCE ESTABLISHING DEBT RETIREMENT ASSESSMENTS FOR THE WATER TREATMENT FACILITY PROJECT AND DECLARING AN EMERGENCY.

WHEREAS, the City of Celina is in the process of complying with an Ohio EPA Findings and Orders Agreement for Trihalomethane (TTHMs) violations with a defined timeline for compliance; and

WHEREAS, Metcalf & Eddy Engineering consultants have performed analyses of alternatives and have identified Granular Activated Carbon (hereafter "GAC") as a solution in treating the City's drinking water for compliance with the OEPA; and

WHEREAS, Floyd Browne Group has designed a GAC facility for treatment of drinking water to meet compliance with Drinking Water Standards as required by the OEPA; and

WHEREAS, a City council passed Ordinance 32-07-O on April 30, 2007 authorizing the Safety Service Director to Advertise and Bid for the combined construction and equipment of the proposed GAC facility; and

WHEREAS, City Council passed Ordinance 23-07-O on March 12, 2007 authorizing the Mayor to apply for, accept, and enter into an agreement with the OEPA and the Ohio Water Development Authority (hereafter "OWDA") for the design and construction of drinking water treatment facilities (hereafter "GAC Project"); and

WHEREAS, the total estimated cost of design and construction of the GAC facility is approximately Seven Million Dollars (\$7,000,000) with a State and Tribal Assistance Grant (hereafter "STAG") of approximately Seven Hundred Twenty One Thousand Seven Hundred Dollars (\$721,700); and

WHEREAS, it is necessary to implement Debt Retirement Assessments for all Celina Municipal Water customers to collect sufficient revenue to guarantee repayment of the Water Supply Revolving Loan Account (hereafter "WSRLA") for the engineering, design, and construction of the GAC Project to OEPA and OWDA; and

WHEREAS, in accordance with O.R.C. 727.01, the assessment levied must be in proportion to the benefits that may result from the improvement in the quality of Celina Municipal Water resulting from construction of the GAC Facility. The assessments set out below are in proportion to the meter size of each premise supplied with Celina Municipal Water, pursuant to a detailed engineering analysis performed by Sawvel & Associates, Inc.

NOW THEREFORE BE IT ORDAINED, by the Council of the City of Celina, County of Mercer, State of Ohio:

SECTION ONE

THAT, effective January 1, 2008, the Debt Retirement Assessment rates, in addition to usage rates as set forth in Ordinance 42-06-O for both the city and rural areas, are as follows:

Monthly Water Plant Debt Retirement Assessment for City Customers by Meter Size:

5/8" and 3/4" (Residential):	\$ 6.66
1"	\$ 8.47
1 1/2"	\$10.89
2"	\$17.55

ORDINANCE 67-07-O

AN ORDINANCE AUTHORIZING THE BOARD OF CONTROL TO AWARD A BID AND FOR THE SAFETY-SERVICE DIRECTOR TO ENTER INTO A CONTRACT FOR CONSTRUCTION OF THE GRANULAR ACTIVATED CARBON WATER TREATMENT PROJECT, AND DECLARING AN EMERGENCY.

WHEREAS, in accordance with Ordinance 32-07-O, passed by Celina City Council on April 30, 2007 the Granular Activated Carbon Water Treatment Project (hereafter "GAC Project") was advertised for bids with a public bid opening date of July 20, 2007; and

WHEREAS, the Design Engineer, Floyd Browne Group, has recommended the acceptance and award of general, electrical, plumbing and mechanical contracts to the lowest responsive, responsible bidder, Peterson Construction Company; and

WHEREAS, Ordinance 23-07-O, passed by City Council on March 12, 2007, authorizes the Mayor to apply to the Ohio Environmental Protection Agency (hereafter "OEPA") and the Ohio Water Development Authority (hereafter "OWDA") for a Water Supply Revolving Loan Account Loan (hereafter "WSRLA"), accept, and enter into necessary Agreements for the WSRLA loan for the design and construction of drinking water facilities on behalf of the City of Celina, Ohio with a fixed interest rate not-to-exceed four percent (4%); and

WHEREAS, based upon the City's ability to guarantee debt retirement through rates and or assessments, the WSRLA Board will meet on August 30, 2007 to formally approve the City's loan application for funding of the GAC Project in an amount not to exceed \$6,656,333.

NOW THEREFORE, BE IT ORDAINED by the Council of the City of Celina, County of Mercer, State of Ohio.

SECTION ONE

THAT, upon notice of approval of the WSRLA loan, the Board of Control be and is hereby authorized to award the bid to Peterson Construction Company and the Safety-Service Director be and is hereby authorized to enter into a contract with Peterson Construction Company for construction of the GAC Water Treatment Project in the amount not to exceed \$6.3 Million Dollars.

SECTION TWO

THAT, the sum not to exceed \$6,656,333 be appropriated from the WSRLA for the payment of construction and contingencies for the GAC Project. This exceeds the contract amount specified in Section One by \$356,333.00, but this is due to an additional reserve amount for contingencies and indefinite use of alternate items, which is required by OWDA in their approval process.

SECTION THREE

THAT, the City Auditor be and is hereby authorized to establish the Water Plant GAC Project Fund to account for the receipt and expenditure of such funds.

SECTION FOUR