

ORDINANCE NO. 76-22

AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR, DIRECTOR OF PUBLIC SERVICE, TO ADVERTISE FOR BIDS AND TO ENTER INTO A CONTRACT FOR FORMER EAGLE FUEL STATION CLEANUP PROJECT IN THE CITY OF ASHLAND, OHIO; AND DECLARING AN EMERGENCY.

WHEREAS, the Abandoned Gas Station Cleanup Grant Program, administered by the Ohio Department of Development (ODOD), was established by the 131st General Assembly for the purpose of cleanup and remediation of Class C Release sites to provide for and enable the environmentally safe and productive reuse of publicly owned lands; and

WHEREAS, the City of Ashland applied for and was awarded said Abandoned Gas Station Cleanup Grant in the amount of two hundred fifty thousand dollars (\$250,000) for an assessment and appropriate corrective action to clean up the Former Eagle Fuel Station property located at 602 Claremont Avenue; and

WHEREAS, the Former Eagle Fuel Station Cleanup Project is immediately necessary to meet the Grant Agreement completion date this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety and welfare of said City of Ashland, Ohio; now therefore,

BE IT ORDAINED by the Council of the City of Ashland, State of Ohio, five (5) members thereto concurring:

Section 1. That the Mayor, Director of Public Service be, and hereby is, authorized and directed to advertise for bids and to enter into a contract for the Former Eagle Fuel Station Cleanup Project in accordance with the plans and specifications on file in the office of the City Engineer.

Section 2. That the Mayor is hereby authorized to eliminate any or all of the above improvements from the above project if he shall determine that same shall be in the best interest of the City of Ashland.

Section 3. That the engineering estimate for said project is one hundred fifty thousand dollars (\$150,000.00). Said money has been appropriated to be paid from a special fund specifically designated to receive grant funds and disburse to the Contractor once funds are received.

Section 4. That the Mayor is authorized to enter into contract modification(s) not to exceed 10% of the contract cost for contingency items deemed necessary due to unforeseen existing conditions.

Section 5. That for the reason that the Former Eagle Fuel Station Cleanup Project is immediately necessary to meet the Grant Agreement completion date this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety and welfare of said City of Ashland, Ohio.

Section 6. That this Ordinance shall take effect and be in force from and after its passage by Council and approval pursuant to Section 12 of the Charter of the City of Ashland, Ohio.

Passed: 15 November, 2022

Attest: Teresa A. Santino
Teresa Santino, Clerk of Council

Steve Workman
Steve Workman, President of Council

Approved: Matt Miller
Matt Miller, Mayor

Approved as to form and correctness:

Richard P. Wolfe II for
Richard P. Wolfe II, Director of Law

Date: 15 November, 2022