

**AMELIA VILLAGE, OHIO**  
**Ordinance O-2019-28**

**AN ORDINANCE AUTHORIZING THE MAYOR  
TO ENTER INTO CONTRACT WITH  
DWA RECREATION, INC. FOR SPENCER SHANK  
MEMORIAL PARK PLAYGROUND EQUIPMENT  
AND DECLARING AN EMERGENCY**

**WHEREAS**, the playground equipment at Spencer Shank Memorial Park needs to be replaced; and

**WHEREAS**, the Village has received two Proposals from DWA Recreation, Inc., attached hereto, both dated April 15, 2019, including Option 1 for \$78,699.35 and Option 2 for \$78,206.99 (“Proposal Option 1” and Proposal Option 2” respectively); and

**WHEREAS**, Proposal Option 1 and Proposal Option 2 prices include the new equipment, the demolition of the existing playground equipment, and the installation costs, and such Proposals exclude the hauling away of the demolished playground materials; and

**WHEREAS**, R.C. 9.48(B) permits a political subdivision to be exempt from competitive bidding when it participates in a joint purchasing program operated through a national association in which the political subdivision is eligible for membership; and

**WHEREAS**, the Proposals as attached were obtained as part of a joint purchasing program operated by Omnia Partners, which is a national purchasing organization for public procurement authorized pursuant to R.C. 9.48; and

**NOW, THEREFORE**, be it ordained by the Council of Amelia Village, Clermont County, Ohio, that;

**SECTION I.** Council hereby authorizes the Mayor to enter into either Option 1 Proposal or Option 2 Proposal by and between Amelia Village, Ohio and DWA Recreation, Inc., pursuant to the terms and provisions provided in the Proposal, and conditioned upon the Village’s successful registration as a member of the applicable public procurement program by Omnia Partners.

**SECTION II.** Council hereby finds and determines that all formal actions relative to the passage of this ordinance were taken in an open meeting of this Council, and that all deliberations of this Council and of its committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

**SECTION III.** This Ordinance is hereby declared to be an emergency measure for the preservation of the public peace, health, safety and general welfare of the Village. The reason for such necessity is to allow for the acquisition and construction of new playground equipment within Spencer Shank Memorial Park, as soon as possible, where the current equipment is in need of immediate replacement. Therefore, provided this emergency clause receives the affirmative vote of two-thirds of all members elected to Council, this ordinance shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise from and after the earliest period allowed by law.

MS. RUMKE moved to suspend the rules requiring two readings on two separate dates.

MR. STURM seconded the motion.

	Yea	Nay	Absent
Douglas Fischer.....	<u>✓</u>	_____	_____
Clayton Fite.....	<u>✓</u>	_____	_____
Steven Hacker.....	<u>✓</u>	_____	_____
Regina Rumke.....	<u>✓</u>	_____	_____
Andrew Sturm.....	<u>✓</u>	_____	_____
Matthew Walriven.....	<u>✓</u>	_____	_____

MR. FISCHER moved to adopt the emergency clause, and the ordinance for passage by emergency.

MR. WALRIVEN seconded the motion.

	Yea	Nay	Absent
Douglas Fischer.....	<u>✓</u>	_____	_____
Clayton Fite.....	<u>✓</u>	_____	_____
Steven Hacker.....	<u>✓</u>	_____	_____
Regina Rumke.....	<u>✓</u>	_____	_____
Andrew Sturm.....	<u>✓</u>	_____	_____
Matthew Walriven.....	<u>✓</u>	_____	_____

\_\_\_\_\_ moved for the adoption of the ordinance.

\_\_\_\_\_ seconded the motion.

	Yea	Nay	Absent
Douglas Fischer.....	_____	_____	_____
Clayton Fite.....	_____	_____	_____
Steven Hacker.....	_____	_____	_____
Regina Rumke.....	_____	_____	_____
Andrew Sturm.....	_____	_____	_____
Matthew Walriven.....	_____	_____	_____

**Adopted April, 2019**

Regina Rumke  
Regina Rumke, Clerk Pro-Tempore

Todd J. Hart  
Todd J. Hart, Mayor