

RESOLUTION NO. 19-74

CITY OF CENTERVILLE, OHIO

SPONSORED BY COUNCILMAN Russell Swartzman ON THE  
5th DAY OF August, 1974.

A RESOLUTION DECLARING A REAL AND PRESENT EMERGENCY NECESSITATING THE IMMEDIATE REPAIR OF BRIDGE GUARD RAILS ON THE NORTH SIDE OF ALEXANDERSVILLE-BELLBROOK ROAD JUST WEST OF WILMINGTON PIKE IN THE CITY OF CENTERVILLE, OHIO AND AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT FOR SAID REPAIR WITHOUT FORMAL BIDDING AND ADVERTISING.

WHEREAS, on July 27, 1974 at 6:00 a.m., an automobile collided with the guard rails of the bridge located on Alexandersville-Bellbrook Road just west of Wilmington Pike in the City of Centerville, Ohio and as a result thereof damaged said guard rails to the extent that they no longer provide protection for motorists travelling over said bridge; and

WHEREAS, the Council determines that the existence of said bridge without guard rails is a threat to the public safety and constitutes a real and present emergency to the City; and

WHEREAS, Section 735.051 of the Ohio Revised Code provides that in the case of a real and present emergency arising in connection with the operation and maintenance of the Department of Public Service, the legislative authority of the municipality may by a two thirds vote of all members elected thereto authorize the City Manager to enter into a contract for work to be done to alleviate said emergency without formal bidding and advertising; and

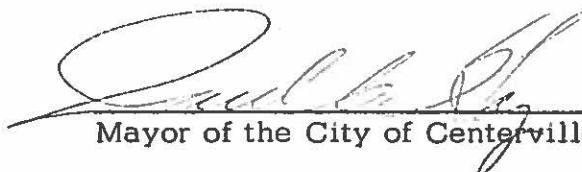
WHEREAS, the Council of the City of Centerville is of the opinion that immediate steps must be taken to alleviate the real and present emergency arising as aforesaid;

NOW, THEREFORE,


THE MUNICIPALITY OF CENTERVILLE HEREBY RESOLVES:

Section 1. Pursuant to Section 735.051 of the Ohio Revised Code, the Council of the City of Centerville, hereby finding that a real and present emergency arises in connection with the operation of the Department of Public Service in that the bridge guard rails located on the north side of the bridge on Alexandersville-Bellbrook Road just west of Wilmington Pike in the City of Centerville be replaced in order to protect the safety of the public, hereby authorizes and directs the acting City Manager of the City of Centerville to enter into a contract for the repair of said guard rails without formal bidding and advertising.

PASSED this 5th day of August, 1974.

  
Mayor of the City of Centerville, Ohio

ATTEST:

  
Clerk of the Council of the  
City of Centerville, Ohio

CERTIFICATE

The undersigned, Clerk of the Council of the City of Centerville, Ohio, hereby certifies the foregoing to be a true and correct copy of Ordinance No. 49-74, passed by the Council of the City of Centerville, Ohio, on the 5th day of August, 1974.

Harold J. ...  
Clerk of the Council

Approved  
with  
chart

Municipal Attorney

Approved as to form, consistency  
with existing ordinances, the  
charter & constitutional provisions.  
Department of Law  
Robert N. Farquhar  
Municipal Attorney,