

IN THE COUNCIL OF THE VILLAGE OF NEW CONCORD, OHIO

ORDINANCE NO. D-12-93-1

AN ORDINANCE AUTHORIZING A CONTRACT FOR THE PROFESSIONAL SERVICES OF A LICENSED INDIVIDUAL IN OPERATING AND MAINTAINING THE WATER PLANT AND WASTE WATER TREATMENT PLANT OF THE VILLAGE OF NEW CONCORD; AND DECLARING AN EMERGENCY.

WHEREAS, the Village of New Concord entered into contracts with Kinder Environmental Services, Inc. since September 10, 1990, wherein Kinder Environmental Services, Inc., a licensed professional, operated and maintained the water plant and waste water treatment plant, which contract was extended by mutual agreement of the parties until December 31, 1993; and

WHEREAS, the Village of New Concord desires to enter a new contract wherein a licensed professional shall operate and maintain the water plant and waste water treatment plant of the Village of New Concord in compliance with United States and Ohio EPA (hereinafter collectively referred to as "EPA") requirements, conduct all laboratory analyses required by EPA, and maintain the equipment, buildings and grounds at the water plant and waste water treatment plant; and

WHEREAS, the EPA requires that a licensed professional operate a municipal water plant and municipal waste water treatment plant; and

WHEREAS, the services of a licensed professional to operate and maintain a water plant and waste water treatment plant are professional services which do not require competitive bidding; and

WHEREAS, the immediate adoption of this ordinance is necessary for the health, safety and welfare of the Village.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Village of New Concord, Ohio, that:

Section 1. It is hereby determined that the services of Kinder Environmental Services, Inc. are professional services which are licensed by the State of Ohio and are services for which competitive bidding is not required.

Section 2. Kinder Environmental Services, Inc. has offered to provide professional services in the operation and maintenance of the water plant and sewer treatment plant for approximately \$69,840 for a period of one (1) year from January 1, 1994.

Section 3. It is hereby declared and determined that the public peace, safety and welfare require that a contract be entered with Kinder Environmental Services, Inc. for the provision of professional services in the operation and maintenance of their reservoir water plant and sewer treatment plant for a period of one (1) year from January 1, 1994.

Section 4. The Village Clerk and Mayor are hereby instructed and authorized to enter into an agreement with the said Kinder Environmental Services, Inc., accordingly, and the Clerk is hereby authorized to issue payment for the same. A copy of that Agreement is on file with the Clerk.

Section 5. For the reasons stated above this ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: December 13, 1993

Alan J. Kappas
President of Council

APPROVED: December 13, 1993

R. J. Adams
Mayor

ATTEST: *Beryl L. Hammer*
Clerk/Treasurer

I hereby certify that the above Ordinance No. D-12-93-1 was posted per Ordinance No. L-1-84-1 from Decmeber 15, 1993 to March 18, 1994.

Beryl L. Hammer, Clerk