

**CITY OF XENIA, OHIO
ORDINANCE 2018 – 01**

REPEALING ORDINANCE 84-7 AND DECLARING AN EMERGENCY

WHEREAS, City Council, by Ordinance 84-7, passed on March 8, 1984, amended Section 129.04 of the Codified Ordinances, a section which no longer exists;

WHEREAS, Ordinance 84-7 enacted general contract provisions for construction contracts, which are now severely outdated and no longer in compliance with Ohio law; and

WHEREAS, this Council finds it be in the best interests of the health, safety and welfare of the City and its inhabitants to repeal Ordinance 84-7 so that the City staff may write general contract provisions that best meet the requirements of any funding source and that comply with Ohio law.

NOW, THEREFORE, THE CITY OF XENIA HEREBY ORDAINS, at least five (5) members of the City Council concurring, that:

Section 1. This Ordinance is declared to be an emergency for the reason that the City has several upcoming construction projects the bidding of which cannot be delayed, and the outdated provisions of Ordinance 84-7 need to be repealed so that these projects can be bid in accordance with the requirements of the funding sources for the projects and with Ohio law.

Section 2. Ordinance 84-7 is hereby repealed in its entirety.


Section 3. It is found that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council that resulted in this formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 4. This ordinance shall be effective upon its adoption, in accordance with Section 5.04 of the City Charter.

Adopted: January 11, 2018

Attest:


Michelle D. Johnson
City Clerk


Michael D. Engle
President, Xenia City Council