

TEMPORARY RESOLUTION NO. 68-25

PERMANENT RESOLUTION NO. 6725

A RESOLUTION TO DECLARE A CONTINUING REAL AND PRESENT EMERGENCY DUE TO WEATHER IN THE CITY OF LANCASTER

WHEREAS, on or about July 26, 2025, severe weather occurred in the City of Lancaster, where storms and flash floods inundated various businesses and residents' homes with water and damaged various City roads and road culverts; and

WHEREAS, as a result of these storms, an emergency situation currently exists in these areas in which public and private property are damaged, and roads/culverts are in need of repair/replacement in order to prevent injury or loss of life to the traveling public; and

WHEREAS, R.C. Sections 153.65 through 153.71 provide the statutory procedures necessary for contracting professional design services for a public improvement project; however, ORC Section 153.71(B)(3) provides that ORC Sections 153.65 through 153.71 do not apply to any project determined in writing by the public authority head to be an emergency requiring immediate action; and

WHEREAS, the City administration and City Engineer have informed this Council that a real and present emergency exists and that an insufficient amount of time exists to address the emergency situation if this Council were to follow the statutory procedures outline in R.C. 153.65 through 153.71; and

WHEREAS, this Council's continuing primary concern is the health, safety, and welfare of the public, including residents of and visitors to the City of Lancaster; now, therefore,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF LANCASTER, STATE OF OHIO:

SECTION 1. That this Council hereby declares that due to the severe weather that occurred on or about July 26, 2025, there is a real and present emergency in the City including flooded and damaged public and private property and damaged City roads and culverts, pursuant to ORC Section 153.71(B)(3), and that these repair and replacement projects constitute an exception to the competitive bidding requirements of ORC Sections 153.65 through 153.71.

SECTION 2. That the Mayor is hereby authorized to enter into any agreements on behalf of the City as they relate to this declared emergency.

SECTION 3. That this resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, and welfare of the City and for the further reason that this resolution must be enacted to allow emergency remediation to start immediately; wherefore, this resolution shall take effect and be in force immediately upon its adoption and approval by the Mayor.

Passed: 8-11-2025 after 1 reading. Vote: Yeas 10 Nays 0

Date Approved: August 11, 2025

Clerk: *[Signature]*

Offered by: *Karl M. Curt*

Second by: *Cathy Butler*

Requested by Law Committee

[Signature]
President of Council
Don G. McDaniel
Mayor