

RESOLUTION 2016-05

A RESOLUTION AUTHORIZING LOWELL ANDERSON, THE MAYOR, OR HIS DESIGNEE TO ENTER INTO A COOPERATIVE AGREEMENT FOR THE PURPOSE OF PLANNING AND BUILDING A TWO HUNDRED THOUSAND (200,000) GALLON WATER STORAGE TANK BETWEEN THE VILLAGE OF MOUNT STERLING AND THE OHIO WATER DEVELOPMENT AUTHORITY AND DECLARING AN EMERGENCY

WHEREAS, the Village of Mount Sterling has determined the need for construction of a water storage tank as described in Exhibit "A" attached hereto and incorporated by reference herein; and,

WHEREAS, the Council of the Village of Mount Sterling must direct and authorize Lowell Anderson, the Mayor, or his designee to enter into the Cooperative Agreement hereinafter; and,

WHEREAS, the Village of Mount Sterling desires to obtain a loan from the Ohio Water Development Authority (herein referred to as the "OWDA") to finance costs of the construction of such facilities on the terms set forth in the Cooperative Agreement (defined below); and,

WHEREAS, the OWDA has indicated its willingness to make a loan for the purpose and on the terms stated herein and espoused in Exhibit "A" attached hereto; and,

WHEREAS, Lowell Anderson, Mayor, or his designee, is requesting authorization to enter into this agreement to procure funds from OWDA.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF MOUNT STERLING, STATE OF OHIO

SECTION I.

The Council of the Village of Mount Sterling approves the planning, financing and construction of the aforesaid Water Storage Tank Project of Two Hundred Thousand (200,000) gallon in cooperation with the OWDA under the provisions, terms and conditions as set forth in the "Cooperative Agreement for State Planning Project" as set forth in Exhibit "A" (the "Cooperative Agreement") and hereby authorizes Lowell Anderson, Mayor, or his designee and the Chief Fiscal Officer of the Village of Mount Sterling to execute the Cooperative Agreement with the OWDA substantially in the form as set forth in Exhibit "A" attached hereto and incorporated by reference herein.

SECTION II.

That it is found and determined that all formal actions of this Council concerning and relating to the passage of this resolution were passed in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such 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 III.

That the provisions of this resolution shall be in full force and effect from and immediately after the passage of this resolution and its approval by the Mayor and majority of Council.

SECTION IV.

That the Clerk of Council, pursuant to O.R.C §731.23, shall cause to be published in a manner required by law this resolution.

SECTION V.

This Resolution is hereby declared to be an emergency measure, the immediate passage of which is necessary for the public health, safety and welfare and for the further reason that is important to the immediate preservation of the public peace, the quiet and safe enjoyment of property by the inhabitants of the Village of Mount Sterling and for access of Village utilities by citizens within the Village and persons traveling through the Village, wherefore, the Resolution shall take effect and be in force immediately upon its passage and signature by Lowell Anderson, Mayor.

PASSED:

ATTEST:

Clerk of Council

Mayor

Submitted to Mayor:

APPROVED:

Date of Approval:

Mark J. Pitstick, Solicitor
Approved as to Form

I, Bonnie Liff, the Clerk of Council, hereby certify that the foregoing Resolution No.2016-_____
_____ was published in the Madison Messenger for once a week for two consecutive weeks beginning on the _____ day of _____, 2016 and ending on the _____ day of _____, 2016.

Bonnie Liff, Clerk of Council