

RESOLUTION NO. 2021.02

A RESOLUTION AUTHORIZING THE VILLAGE ADMINISTRATOR TO APPLY FOR, ACCEPT, AND ENTER INTO A COOPERATIVE AGREEMENT FOR CONSTRUCTION OF THE LITTLE WALNUT CREEK INTERCEPTOR SEWER, PHASE 1 PROJECT BETWEEN THE VILLAGE OF SUNBURY, OHIO AND THE OHIO WATER DEVELOPMENT AUTHORITY AND DECLARING AN EMERGENCY.

WHEREAS, the Village of Sunbury, Ohio (hereinafter referred to as the “LGA”) wishes to construct a 36-inch diameter gravity sanitary sewer line commencing near the existing Sunbury Meadows sewage lift station and continuing northwesterly and then northerly for approximately 5,237 linear feet and terminating at the southeast corner of the intersection of Golf Course Road and Cheshire Road, including approximately 21 manholes, together with all necessary appurtenances thereto; and

WHEREAS, the LGA desires to obtain a loan from the Ohio Water Development Authority (hereinafter referred to as the “OWDA”) to finance costs of the planning 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 that purpose and on those terms;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Sunbury, Ohio:

SECTION I: That the LGA hereby approves the construction of the aforesaid Little Walnut Creek Interceptor Sewer in cooperation with the OWDA under the provisions, terms and conditions set forth in the “Cooperative Agreement for Construction, Maintenance and Operation of State Water Project or Wastewater Project” as set forth in Exhibit A (the “Cooperative Agreement”) and hereby authorizes the Village Administrator and the Director of Finance of the LGA to execute the Cooperative Agreement with the OWDA provided the Cooperative Agreement shall contain substantially same terms contained in the Cooperative Agreement attached hereto as Exhibit “A” and presented to this Council, with such changes not inconsistent with this Resolution as shall be agreed to by the Village Administrator, the Director of Law, and Director of Finance constituting conclusive evidence of such approval.

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 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 citizens of the Village of Sunbury, Ohio to allow construction of the Little Walnut Creek Interceptor Sewer Phase 1 to begin immediately after its passage and thus provide sanitary sewer service to residents at the earliest possible date.

WHEREFORE, this Resolution shall be in full force and effect from and immediately after its passage.

VOTE ON SUSPENSION OF THE RULES

YEAS

NAYS

VOTE ON THE EMERGENCY

YEAS

NAYS

VOTE ON RESOLUTION 2021.02

YEAS

NAYS

PASSED: _____, 2021

Tommy Hatfield, Mayor

ATTEST:

Kathy Belcher, Director of Finance

CERTIFICATION

I hereby certify on this ___ day of _____, 2021, that the foregoing is a true and accurate copy of the Resolution passed at the meeting held on _____, 2021, of the Village of Sunbury, County of Delaware, State of Ohio.

Director of Finance