

RESOLUTION No. 18-1

A RESOLUTION AUTHORIZING GLENN POWELL TO APPLY FOR, ACCEPT, AND ENTER INTO A COOPERATIVE AGREEMENT FOR WASTE WATER TREATMENT PLANT OF IMPROVEMENT PROJECT BETWEEN THE VILLAGE OF NEW LEXINGTON AND THE OHIO WATER DEVELOPMENT AUTHORITY AND DECLARING AN EMERGENCY.

WHEREAS, the Village of New Lexington (hereinafter referred to as the "LGA") Demolition of the Imhoff Tank, construction of 2 circular clarifiers, sludge pump station, ultraviolet disinfection equipment, oxidation ditch flow splitter box, SCADA system, chemical feed equipment for phosphorous removal, miscellaneous piping, site work and electrical.

The improvements at the WWTP are needed to be able to meet new effluent limits for Ecoli and phosphorus. The WWTP cannot meet the new limits without these improvements; 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 ORDAINED by the Council of the Village of New Lexington, Ohio:

Section 1. That the LGA hereby approves the planning of the aforesaid Waste Water Treatment Plant Improvements in cooperation with the OWDA under the provisions, terms and conditions set forth in the "Cooperative Agreement for State Planning Project" as set forth in Exhibit A (the "Cooperative Agreement") and hereby authorizes the Chief Executive Officer and the Chief Fiscal Officer of the LGA to execute the Cooperative Agreement with the OWDA substantially in the form set forth in Exhibit A.

Section 2. That it is found and determined that all formal actions of this Council concerning and relating to the passage of this resolution/ordinance 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 3. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, and safety of said Village of New Lexington for the reason that the immediate construction of the Waste Water Treatment Improvements at the earliest possible time is necessary in order to protect the health of the inhabitants of the LGA by providing Municipal Waste Water Treatment Plant to comply with the EPA regulations; wherefore, this ordinance shall be in full force and effect from and immediately after its passage.

Passed: 1-2, 2018

Attest: Lisa Spohn

Mayor Eric Ruff Sr.
MAYOR
John Derbol
Council President