

ORDINANCE 2012-06



AN ORDINANCE AUTHORIZING THE MAYOR/VILLAGE ADMINISTRATOR TO EXECUTE A LOAN/COOPERATIVE AGREEMENT FOR PLANNING OF A NEW WASTE TREATMENT FACILITY PROJECT BETWEEN THE VILLAGE OF ASHVILLE AND THE OHIO WATER DEVELOPMENT AUTHORITY (OWDA), AND DECLARING AN EMERGENCY.

WHEREAS, Ashville (hereinafter referred to as the "LGA"); 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 Ashville, Ohio:

Section 1. That the LGA hereby approves the planning of the aforesaid facility 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 Mayor and/or Village Administrator 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 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 for the reason that the immediate planning for construction of the facility at the earliest possible time is necessary in order to protect the health of the inhabitants of the LGA by providing Wastewater Treatment Facility; wherefore, this ordinance shall be in full force and effect from and immediately after its passage.

PASSED THIS the 6<sup>th</sup> DAY OF August, 2012

ATTEST:

Handwritten signature of Barbara J. Gilbert, Clerk-Fiscal Officer. APPROVED:

DATE: August 6, 2012

Handwritten signature of Charles K. Wise, Mayor.

DATE: 06 Aug 12

Prepared Date: 07/10/2012
Revised Date :
Review Date :
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I, Barbara J. Gilbert, Fiscal Officer of the Village of Ashville, Ohio hereby certify that the foregoing is a true and correct copy of the original.

Handwritten signature of Barbara J. Gilbert, Fiscal Officer, dated 8/4/12.

