

ORDINANCE NO. 16-2022

INTRODUCED BY: Mayor James P. Graven and Council as a Whole

AN ORDINANCE AUTHORIZING THE MAYOR TO APPLY FOR, ACCEPT, AND ENTER INTO A COOPERATIVE AGREEMENT FOR THE CONSTRUCTION OF THE COLUMBIA-COOK PHASE V SANITARY SEWER PROJECT BETWEEN THE CITY OF OLMSTED FALLS AND THE OHIO WATER DEVELOPMENT AUTHORITY AND DECLARING AN EMERGENCY.

WHEREAS, the City of Olmsted Falls (hereinafter referred to as the “LGA”) has determined that there is a need for the construction of certain sanitary sewer facilities which are part of the Columbia-Cook Phase V Sanitary Sewer Project, as specified in the plans and specifications for such facilities approved by the Director of Environmental Protection of the State of Ohio; 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 in an amount not to exceed \$6.5 million dollars for that purpose and on those terms. Now therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF OLMSTED FALLS, CUYAHOGA COUNTY, OHIO, THAT:

SECTION 1. That the LGA hereby approves the planning of the aforesaid Columbia-Cook Phase V Sanitary Sewer Project 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” in an amount not to exceed \$6.5 million dollars.

SECTION 2. Council finds and determines that all formal actions of this Council relating to the adoption of this Ordinance have been taken at open meetings of this Council; and that deliberations of this Council and of its committees, resulting in such formal action, took place in meetings open to the public, in compliance with all statutory requirements including the requirements of Section 121.22 of the Ohio Revised Code.

SECTION 3. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, and safety of said City of Olmsted Falls for the reason that the immediate construction of the Columbia-Cook Phase V Sanitary Sewer Project at the earliest possible time is necessary in order to

protect the health of the inhabitants of the LGA by providing new sanitary sewers to residents in the construction area; wherefore, this ordinance shall be in full force and effect from and immediately after its passage.

Cornel Munteanu, President of Council

PASSED: _____

APPROVED: _____
James Graven, Mayor *Date*

APPROVED AS TO FORM: _____
Andrew D. Bemer, Director of Law

ATTEST: _____
Angela Mancini, Clerk of Council

First Reading: _____

Second Reading: _____

Third Reading: _____

	Yea	Nay
Munteanu	_____	_____
Chitester	_____	_____
Jones	_____	_____
McFadden	_____	_____
Wolanin	_____	_____
Buchholz	_____	_____
Saari	_____	_____