

RESOLUTION NO. 125 (22-23)

A Resolution to amend Resolution No. 116 (22-23) that was passed on August 3, 2023, in order to correct a scrivener's error, and declaring an EMERGENCY.

WHEREAS, Resolution No. 116 (22-23) was presented to the Council of the City of Marietta, Ohio on July 20, 2023 for its first reading; and

WHEREAS, Resolution No. 116 (22-23) was again presented to the Council of the City of Marietta, Ohio on August 3, 2023 for its Second Reading; and

WHEREAS, on August 3, 2023, Council for the City of Marietta, Ohio suspended the rules and dispensed with the Third Reading of Resolution No. 116 (22-23) and passed the Resolution; and

WHEREAS, the purpose of Resolution No. 116 (22-23) was to authorize and direct the Director of Public Safety and Service to apply for, accept, and enter into a WPCLF Agreement on behalf of the City of Marietta, Ohio, to the Ohio Environmental Protection Agency, for a **design** loan for the Duck Creek Interceptor Renewal Project, (Infrastructure Improvements); and

WHEREAS, throughout the body of Resolution No. 116 (22-23), the scrivener inadvertently referred to the loan as a "planning" loan, when she should have referred to the loan as a **design** loan; and

WHEREFORE, the purpose of this Resolution is to clarify that anywhere in Resolution No. 116 (22-23) where it says "planning" loan, it should read "**design**" loan.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MARIETTA, OHIO:

Section 1: That Resolution No. 116 (22-23) shall be amended to correct a Scrivener's error in that Resolution No. 116 (22-23) was for the purpose of authorizing and directing the Director of Public Safety and Service to apply for, accept, and enter into a WPCLF Agreement on behalf of the City of Marietta, Ohio, with the Ohio Environmental Protection Agency, for a **design** loan for the Duck Creek Interceptor Renewal Project, (Infrastructure Improvements), however throughout the body of Resolution No. 116 (22-23), the scrivener

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inadvertently referred to the loan as a “planning” loan, when she should have referred to the loan as a **design** loan.

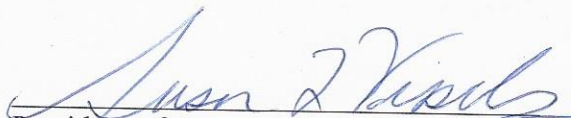
Section 2: That the Director of Public Safety and Service shall be and is hereby authorized and directed to execute any and all documents necessary, with regard to the WPCLF **design loan** Agreement for the Duck Creek Interceptor Renewal Project.

Section 4: That this Resolution shall be and is hereby declared to be an EMERGENCY measure necessary for the immediate preservation of the public peace, health, and safety of the City of Marietta, Ohio, and for the further reason that the loan funds in question are limited and may be lost if the City does not submit **correct** documents, i.e. legislation in support of its loan application at the earliest possible opportunity. WHEREFORE, this Resolution shall be in full force and effect from and immediately after its passage and approval by the Mayor.

Introduced by the Water, Sewer & Sanitation Committee, Bret Allphin, Chairman.


Bret Allphin

Passed this 21st day of September, 2023.


President of Council

ATTEST:

Michelle Newbanks
Clerk of Council

Approved this 21st day of Sept., 2023.


Mayor

First Reading Sept. 21, 2023

Second Reading Suspended

Third Reading Suspended