

*Resolution 21-2023*

A RESOLUTION REPLACING 08-2021 AND AUTHORIZING THE VILLAGE ADMINISTRATOR TO APPLY FOR, ACCEPT, AND ENTER INTO A COOPERATIVE AGREEMENT FOR CONSTRUCTION OF THE PLAIN CITY WASTEWATER TREATMENT PLANT EXPANSION PROJECT BETWEEN THE VILLAGE OF PLAIN CITY, OHIO, AND THE OHIO WATER DEVELOPMENT AUTHORITY AND DECLARING AN EMERGENCY.

WHEREAS, the Village of Plain City, Ohio, (hereinafter referred to as the "LGA") plans to expand its existing wastewater treatment plant to serve the future utility needs of the Village; 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 construction 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 Plain City, Ohio:

Section 1. That the LGA hereby approves the construction of the aforesaid Plain City Waste Water Treatment Plant Expansion Project 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 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 Plain City, Ohio, for the reason that the immediate construction of the Plain City Wastewater Treatment Plant Expansion Project at the earliest possible time is necessary in order to protect the health of the inhabitants of the LGA by providing needed waste water treatment capacity to meet the current and future needs of the community; wherefore, this resolution shall be in full force and effect from and immediately after its passage.

Passed: June 26, 2023

Attest:

Jody Carney  
Mayor

Austin Phoenix  
Clerk of Council

\*For municipal corporations only.

### Certificate of Publication

The undersigned, being Clerk of Council of the Village of Plain City, hereby certifies that the foregoing was published by posting for 15 days as required by law and in accordance with Section 4.15 of the Codified Ordinances. The posting was done from June 27, 2023 to July 12, 2023 at the Office of the Clerk of Council located at 800 Village Boulevard; all being in the Village of Plain City, Ohio and the Village of Plain City Website at [www.plain-city.com](http://www.plain-city.com).

Date: June 27, 2023

Austin Rucier  
Clerk of Council