

ORDINANCE NO. 21- 20

AN ORDINANCE AUTHORIZING AND DIRECTING THE DIRECTOR OF SAFETY AND SERVICE TO ENTER INTO A WATER POLLUTION CONTROL LOAN FUND (WPCLF) AGREEMENT WITH THE OHIO ENVIRONMENTAL PROTECTION AGENCY (OEPA) AND THE OHIO WATER DEVELOPMENT AUTHORITY (OWDA) TO OBTAIN FUNDING FOR PHASE 1 PROFESSIONAL SERVICES FOR TOPOGRAPHIC SURVEYING; PRELIMINARY ENGINEERING DESIGN AND DETAILED PRELIMINARY OPINION OF PROBABLE PROJECT COST DEVELOPMENT; AN UPDATED ANALYSIS OF AN EQUIVALENT DWELLING UNIT CUSTOMER CHARGES FOR PROPOSED SANITARY SEWER, STORM SEWER, WATERLINE, AND ASSOCIATED PAVEMENT PLANNING/RESURFACING IMPROVEMENTS; ALONG WITH ASSISTANCE FOR FUNDING SOURCE DETERMINATIONS AND ADMINISTRATION AND DECLARE AN EMERGENCY

WHEREAS, The Ohio General Assembly has created a Water Pollution Control Loan Fund (the “WPCLF) pursuant to Ohio Revised Code Section 6111.036 to provide loans and other types of financial assistance as set forth in said Section; and

WHEREAS, The Director has entered into an Interagency Agreement with OWDA to assist the Director in providing the loans and other types of financial assistance from the WPCLF, and to assist in the administration and operation of the WPCLF as authorized by the Ohio Revised Code Section 6111.036; and

WHEREAS, The City of Port Clinton is seeking to obtain funding for Phase 1 professional services for topographic surveying; preliminary engineering design and detailed preliminary opinion of probable project cost development ; an updated analysis of an equivalent dwelling unit customer charges for proposed sanitary sewer, storm sewer, waterline, and associated pavement planning/resurfacing improvements; along with assistance for funding source determinations and administration, using funds from the WPCLF; and

WHEREAS, The State is willing to provide financing to the City of Port Clinton, and the Director has determined that the City of Port Clinton has complied with the requirements of Ohio Revised Code Section 6111.036, and is otherwise eligible for financial assistance under said Section; and

BE IT ORDAINED by the Council of the City of Port Clinton, County of Ottawa and State of Ohio:

Section 1. The Director of Safety and Service is hereby authorized and directed to enter into a Water Pollution Control Loan Fund Agreement with the Ohio Environmental Protection Agency and the Ohio Water Development Authority to obtain funding in the amount of sixty three thousand seven hundred eighty five and 00/100 dollars (\$63,795.00) for Phase 1 professional services for topographic surveying; preliminary engineering design and detailed preliminary opinion of probable project cost development; an updated analysis of an equivalent dwelling unit customer charges for proposed sanitary sewer, storm sewer, waterline, and associated pavement planning/resurfacing improvements; along with assistance for funding source determinations and administration.

Section 2. The Director of Safety and Service, the City Auditor, the Law Director, and other City officials, as applicable, are each authorized and directed to sign any transcript certificates, financial statements, and other documents and instruments and to take such actions as are necessary or appropriate to consummate the transaction contemplated by this Ordinance.

Section 3. The designated source of repayment will be the Infrastructure Improvement Fund.

Section 4. 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 or 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 5. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, and safety of the City, and for further reason that the immediate construction of the water and sanitary infrastructure improvements at the earliest possible time is necessary in order to protect the health of the inhabitants of the City by providing improvements to the City's water and sanitary infrastructure; **wherefore**, this ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

Passed: _____, 2020

President of Council

Attest: _____
Clerk of Council

Approved: _____, 2020.

Mayor