

AN ORDINANCE AUTHORIZING COOPERATIVE AGREEMENT FOR CONSTRUCTION, MAINTENANCE AND OPERATION OF STATE SEWER/THE SANITARY SEWER IMPROVEMENT FOR SEWER DISTRICT NO. 2 PROJECT BETWEEN THE VILLAGE OF RICHFIELD AND THE OHIO WATER DEVELOPMENT AUTHORITY AND DECLARING AN EMERGENCY

WHEREAS, the Village of Richfield (hereinafter referred to as the "LGA") has determined the need for the construction of certain sewage facilities 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 cooperate with the Ohio Water Development Authority (hereinafter referred to as the "OWDA") in the construction, maintenance and operation of such facilities through the OWDA's Local Government Agency Program, instituted pursuant to Regulations adopted by the OWDA on December 6, 1979, as amended, under the provisions, terms and conditions set forth in Exhibit "A" attached hereto and made a part hereof; and

WHEREAS, the OWDA has stated its desire to cooperate in the construction, maintenance and operation of such facilities under the provisions, terms and conditions set forth in Exhibit "A".

NOW, THEREFORE, BE IT ORDAINED by the Council of the Village of Richfield, State of Ohio:

SECTION 1: That the LGA hereby approves the construction, maintenance and operation of the aforesaid sewage collection facility in cooperation with the OWDA under the provisions, terms and conditions set forth in the "Cooperative Agreement for Construction, Maintenance and Operation of State Sewer/The Sanitary Sewer Improvement for Sewer District No. 2 Project" as set forth in Exhibit "A" and hereby authorizes the Chief Executive Officer and the Chief Fiscal Officer of the LGA to execute such an 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: This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety and for the further reason to construct needed sewers at the earliest possible time; wherefore, provided this Ordinance receives the affirmative vote of two-thirds of the members elected or appointed, it shall be in force and take effect immediately after its passage and signature by the Mayor; otherwise, it shall take effect and be in force from and after the earliest date provided by law.

Passed: October 2, 1990



President of Council



Mayor

Dated: 10/2/90

ATTEST:



Clerk of Council