

ORDINANCE NO. 7688

AN ORDINANCE AUTHORIZING THE CITY ADMINISTRATOR TO PROCEED WITH SCHEDULED SEWERAGE IMPROVEMENTS AND TO MAKE APPLICATION TO THE OHIO WATER POLLUTION CONTROL LOAN FUND FOR MONEY TO PAY THE COST THEREOF

WHEREAS, Codified Ordinance §131.05, delegated continuing authority to the City Administrator to, "prepare and submit all documents now or hereafter required to make application for and accept funds from the Ohio Water Pollution Control Loan Fund, to include, without limitation, all loan applications and repayment agreements deemed necessary or appropriate to such transactions" and dedicated, "the Sewer Fund to include all existing cash balances in the Sewer Capital Improvement and Water Pollution Control funds and future revenues generated for deposit to said funds by the levy and collection of general rates and other charges collected from users of the municipal sewerage system" to repayment of moneys borrowed from the Water Pollution Control Loan Fund; and,

WHEREAS, the City Administrator intends to submit an application for a loan to finance continuing costs of an on-going study of the City's sewers begun in 2012 and necessary to develop a revised CSO Long Term Control Plan to be completed in 2015; and,

WHEREAS, by correspondence dated March, 12, 2012, administrators of the Ohio Water Pollution Control Loan Fund informed City officials that annual re-authorization of the City Administrator's authority to submit applications for Water Pollution Control Loan Funds is required;

Now therefore, be it enacted by the Council of the Municipality of Defiance, Ohio, that:

Section 1: The City Administrator is authorized to execute the proposed \$375,000.00 URS Corporation Lump Sum Work Order pertaining to preparation of the 2015 Combined Sewer Overflow Long Term Control Plan now on file in the office of the City Engineer and is further authorized to proceed with all activities therein described.

Section 2: The powers granted to the City Administrator by Codified Ordinance §131.05 are confirmed and he is hereby specifically authorized to: "prepare and submit all documents now or hereafter required to make application for and accept funds from the Ohio Water Pollution Control Loan Fund" as may be appropriate to secure Ohio Water Pollution Control Loan Fund financing of CSO Long Term Control Plan planning activities scheduled for completion in 2015 including, without limitation, all work described by the Lump Sum Work Order authorized by Section 1 of this Ordinance.

Section 3: It is found and determined that all legislative actions pertaining to the adoption of this Ordinance were taken in Public Session and that all deliberations that affected or influenced any such legislative act, including all deliberations in Committee, were conducted in Public Session duly convened in accordance with law.

Section 4: This Ordinance shall be effective on the earliest date permitted by law.

Passed: January 13, 2015

Mike McCann
President of Council

Attest: Lisa Elders, Clerk

Approved: January 15, 2015

Bob Armstrong
Mayor