

RESOLUTION NO. 13-90
INTRODUCED BY: Mr. Miller

A RESOLUTION
**REQUESTING THAT THE CITY OF ROCKY RIVER APPLY FOR FINANCIAL ASSISTANCE
FROM THE OHIO PUBLIC WORKS COMMISSION'S STATE CAPITAL IMPROVEMENT
PROGRAM FOR THE FUNDING OF THE ROCKY RIVER WASTEWATER TREATMENT
PLANT 2014-2017 CAPITAL IMPROVEMENTS PROJECT,
AND DECLARING AN EMERGENCY**

WHEREAS, the State Capital Improvements Program under the Ohio the Ohio Public Works Commission ("OPWC") provides financial assistance to political subdivisions for capital improvements to public infrastructure; and

WHEREAS, the City of Rocky River is planning to make capital improvements via the project known as the WWTP 2014-2017 Capital Improvements Project which will replace/repair aging equipment and structures within the Rocky River WWTP; and

WHEREAS, it has been determined by the six (6) year WWTP capital plan submitted with the annual WWTP budget that it is necessary for the City of Rocky River to submit applications for financial assistance for the management of the Rocky River Wastewater Treatment Plant on behalf of all member Cities, including Bay Village, Fairview Park and Westlake; and

WHEREAS, the infrastructure improvements described herein are considered to be an environmental priority need for the City of Rocky River Wastewater Treatment Plant and is a qualified project under the OPWC programs; and

WHEREAS, the application for said infrastructure improvements must be submitted by October 25, 2013.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF BAY VILLAGE, COUNTY OF CUYAHOGA, STATE OF OHIO:

SECTION 1. That the City of Rocky River is hereby requested to apply to the Ohio Public Works Commission's State Capital Improvement Program for financial assistance for capital infrastructure improvements projects for the management of the Rocky River Wastewater Treatment Plant on behalf of the City of Bay Village.

SECTION 2. That the Mayor is further authorized to enter into any agreements as may be necessary and appropriate for the City of Rocky River to obtain this financial assistance in a form approved by the Director of Law.

SECTION 3. It is found and determined that all formal actions of this Council concerning and relating to adoption of this resolution were adopted in an open meeting of this Council, and any of its committees that result in such formal action were in meetings open to the public in compliance with all legal requirements.

SECTION 4. That this resolution is hereby declared to be an emergency measure necessary for the immediate preservation of public peace, health and safety and for the further reason that services referred to above must be expedited due to deteriorating conditions of the WWTP and NPDES requirements, and provided it receives the affirmative vote of two-thirds (2/3) of all members elected to Council, it shall take

effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED: October 21, 2013

/s/ Paul A. Koomar
PRESIDENT OF COUNCIL

APPROVED: October 22, 2013

/s/ Joan T. Kemper
CLERK OF COUNCIL

/s/ Deborah L. Sutherland
MAYOR

10/16/2013 jc