

ORDINANCE NO. 2013 - 3626

AN ORDINANCE AUTHORIZING AN ADVANCE OF \$1,500,000.00 FROM THE MUNICIPAL INCOME TAX FUND 201 TO THE WATER RESERVOIR FUND 542, AND DECLARING AN EMERGENCY

THE FREMONT CITY COUNCIL OF FREMONT, STATE OF OHIO, DOES ORDAIN AS FOLLOWS:

SECTION 1. City Council hereby authorizes the advance of funds totaling \$1,500,000.00 as listed below:

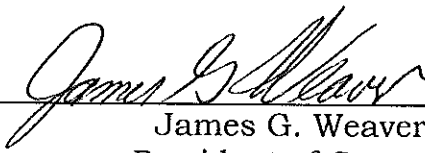
<u>Fund</u>	<u>Amount</u>	<u>Account</u>	<u>Amount</u>
201 Municipal Income Tax Fund.....	\$1,500,000.00	542 Water Reservoir Fund	\$1,500,000.00

SECTION 2. That the City of Fremont will be obtaining a settlement amount in the amount of \$1,500,000.00 from Arcadis, US Inc. in accordance with the Deal In Principle approved by Council with Ordinance No. 2012-3624. The funds obtained from Arcadis will be used to replenish the amounts advanced from the Municipal Income Tax Fund and Water Operating Fund by December 31, 2013.

SECTION 3. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and 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 Revised Code of Ohio.

SECTION 4. The immediate operation of the provisions of this ordinance is necessary for the immediate preservation of the public peace, health, safety and welfare of the citizens of the City of Fremont. Said emergency being the need to make payment to Trucco Construction Co., Inc. in accordance with the Deal In Principle approved by Council with Ordinance No. 2012-3624.

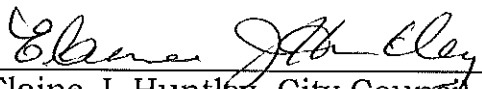
This ordinance, provided it receives a two-thirds yea or nay vote of all the members elected to the Fremont City Council, is hereby declared to be an emergency measure and this ordinance shall be in full force and effect from and after its passage by the Council of the City of Fremont, approval by the Mayor, and publication and posting as required by law.



James G. Weaver
President of Council

PASSED: 2-21-13

Effective date: 2-21-13

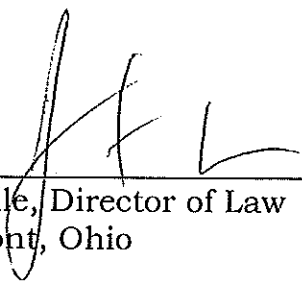
YEAS: 7 NAYS: 0


Elaine J. Huntley, City Council Clerk


James H. Ellis, Mayor

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Approved as to form:

A handwritten signature in black ink, appearing to read 'JFM', is written over a horizontal line.

James F. Melle, Director of Law
City of Fremont, Ohio