

RESOLUTION NO. 2013- 1888

A RESOLUTION AUTHORIZING THE MAYOR TO APPLY FOR, ACCEPT, AND ENTER INTO A LOAN FOR CONSTRUCTION, MAINTENANCE, AND OPERATION OF A STATE WATER PROJECT OR WASTEWATER PROJECT ON BEHALF OF THE CITY OF FREMONT FOR CONSTRUCTION OF PHASE 1 OF A WASTEWATER TREATMENT FACILITY UP TO THE PRINCIPAL SUM OF \$4,831,433.00 AND DESIGNATING A DEDICATED REPAYMENT SOURCE FOR THE LOAN AND DECLARING AN EMERGENCY.

WHEREAS, the City of Fremont is currently engaged in the construction of a wastewater treatment facility; and

WHEREAS, the City of Fremont needs to obtain a loan for Phase 1 of the project through the Water Pollution Control Loan Fund (WPCLF) for the construction of the wastewater treatment facility and;

WHEREAS, the Ohio Water Pollution Control Loan Fund requires the government authority to pass legislation authorizing the Mayor to apply for a loan and execute an agreement as well as designating a dedicated repayment source,

NOW, THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF FREMONT, STATE OF OHIO:

SECTION 1. That, subject to the limitations described in Section 2, below, the Mayor is hereby authorized to apply on behalf of the City of Fremont, Ohio for a WPCLF loan for construction, maintenance, and operation of a state water project or wastewater project agreement on behalf of the City of Fremont for construction of a wastewater treatment facility up to the principal sum of \$4,831,433.00, and to sign all documents for and enter into a cooperative agreement with the Ohio Water Development Authority.

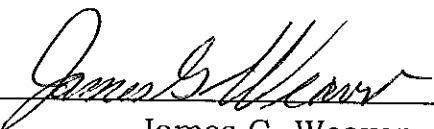
SECTION 2. That, prior to the execution of a loan with the Ohio Water Development Authority by the Mayor, the City Council must approve an ordinance and has already done so, for construction of Phase 1 of the project.

SECTION 3. That the dedicated source of repayment will be user fees from the Sewer Fund.

SECTION 4. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this resolution 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 5. The immediate operation of the provisions of this resolution 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 apply for the loan in an expeditious manner.

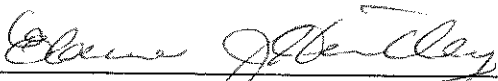
This resolution, provided it receives a two-thirds yea or nay vote of all the members elected to the Fremont City Council, is hereby declared to be an emergency measure and this resolution shall be in full force and effect from and after its passage by the Council of the City of Fremont, approval by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

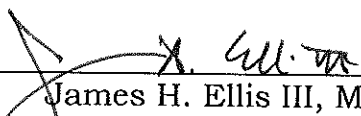

James G. Weaver
President of Council

PASSED: 5-2-13

Effective date: 5-2-13

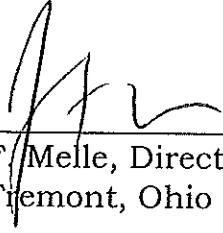
YEAS: _____ NAYS: _____


Elaine J. Huntley, City Council Clerk


James H. Ellis III, Mayor

RES378

Approved as to form:



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