

**ORDINANCE # 1598**

**AN ORDINANCE AUTHORIZING COOPERATIVE AGREEMENT FOR CONSTRUCTION, MAINTENANCE AND OPERATION OF STATE SEWER PROJECT BETWEEN THE VILLAGE OF FOREST AND THE OHIO WATER DEVELOPMENT AUTHORITY AND DECLARING AN EMERGENCY.**

**WHEREAS**, the VILLAGE OF FOREST (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 Forest, Ohio:

**Section 1.** That the LGA hereby approves the construction, maintenance and operations of the aforesaid waste water treatment and sewage collection facilities in cooperation with OWDA under the provisions, terms and conditions set forth in the “Cooperative Agreement for Construction, Maintenance and Operations of the State Sewer Project” as set forth in Exhibit A and hereby authorizes the Chief Executive Officer and 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 requested 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.** That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace health, and safety of said Village of Forest for the reason that the immediate construction of the waste water treatment and sewage collection facilities at the earliest possible time is necessary in order to protect the health of the inhabitants of the LGA by providing adequate disposition of waste water; wherefore, this ordinance shall be in full force and effect from and immediately after its passage.

Passed: \_\_\_\_\_,

\_\_\_\_\_  
David L. Hankins  
Mayor

Attest:

\_\_\_\_\_  
Jennie L. Shultis  
Clerk