

048-18R

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION AUTHORIZING AND DIRECTING THE CITY MANAGER TO FILE AN APPLICATION WITH THE OHIO ENVIRONMENTAL PROTECTION AGENCY (OEPA) FOR A LOAN THROUGH THE WATER POLLUTION CONTROL LOAN FUND (WPCLF) PROGRAM FOR THE DESIGN AND CONSTRUCTION OF THE PIER TRACK PUMP STATION AND FARWELL PUMP STATION IMPROVEMENTS PROJECT; AND DECLARING THAT THIS RESOLUTION SHALL TAKE IMMEDIATE EFFECT IN ACCORDANCE WITH SECTION 14 OF THE CITY CHARTER.

**WHEREAS**, the OPEA established the Water Pollution Control Loan Fund (WPCLF) program in 1988 and finances a variety of projects that have a water quality benefit at their core and with assistance from the Ohio Water Development Authority (OWDA), the Division of Environmental and Finance Assistance (DEFA) administers the program designed to operate in perpetuity, and to assist Ohio's communities and citizens with their water resource protection and restoration projects; and

**WHEREAS**, the Pier Track Pump Station and Farwell Pump Station Improvements Project involves the replacement of three (3) pumps and the generator at the Pier Track Pump Station located along the eastern side of Cedar Point Road between Cleveland Road and First Street and major improvements to the Farwell Pump Station located along Farwell Street between Second Street and First Street; and

**WHEREAS**, this City Commission approved an agreement for Professional Design Services with Jones & Henry Engineers, Ltd., of Toledo, Ohio, for the Pier Track Pump Station and Farwell Pump Station Improvements Project by Ordinance No. 17-228, passed on December 11, 2017, and recently approved an amendment to the agreement for additional services by Ordinance No. 18-195, passed on October 9, 2018; and

**WHEREAS**, the City will be applying for loan funds to finance the design and construction of the Pier Track Pump Station and Farwell Pump Station Improvements Project and the loan will be issued at a 0% interest rate for a maximum term of thirty (30) years; and

**WHEREAS**, this Resolution should be passed as an emergency measure under suspension of the rules in accordance with Section 14 of the City Charter in order to submit the application as soon as possible to allow the OEPA to begin their six (6) month review process and obtain the loan prior to construction; and

**WHEREAS**, in that it is deemed necessary in order to provide for the immediate preservation of the public peace, property, health, and safety of the City of Sandusky, Ohio, and its citizens, and to provide for the efficient daily operation of the Municipal Departments, including the Department of Public Works, of the City of Sandusky, Ohio, the City Commission of the City of Sandusky, Ohio, finds that an emergency exists regarding the aforesaid, and that it is advisable that this **Resolution** be declared an emergency measure which will take immediate effect in accordance with Section 14 of the City Charter; and NOW, THEREFORE,

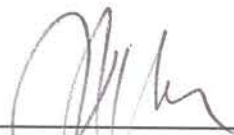
BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF SANDUSKY, OHIO, THAT:

Section 1. The City Manager is hereby authorized and directed to file an application on behalf of the City with the Ohio Environmental Protection Agency for a loan through the Water Pollution Control Loan Fund (WPCLF) program for the design and construction of the Pier Track Pump Station and Farwell Pump Station Improvements Project, a copy of which is on file in the Office of the Director of Public Works.

Section 2. If any section, phrase, sentence, or portion of this Resolution is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

Section 3. This City Commission finds and determines that all formal actions of this City Commission concerning and relating to the passage of this Resolution were taken in an open meeting of this City Commission and that all deliberations of this City Commission and of any of its committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 4. That for the reasons set forth in the preamble hereto, this Resolution is hereby declared to be an emergency measure which shall take immediate effect in accordance with Section 14 of the City Charter after its adoption and due authentication by the President and the Clerk of the City Commission of the City of Sandusky, Ohio.



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DENNIS E. MURRAY, JR.  
PRESIDENT OF THE CITY COMMISSION

ATTEST:



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KELLY L. KRESSER  
CLERK OF THE CITY COMMISSION

Passed: October 22, 2018