

ORDINANCE NO 17-16

AN ORDINANCE AUTHORIZING AND DIRECTING THE DIRECTOR OF SAFETY AND SERVICE TO ENTER INTO THE REQUIRED AGREEMENTS WITH THE OTTAWA COUNTY COMMISSIONERS TO ACCEPT COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) REVOLVING LOAN FUNDS FOR THE MADISON STREET WATER AND SANITARY SEWER PROJECT AND TO EXECUTE THE REQUIRED MEMORANDUM OF UNDERSTANDING AND THE GUARANTY OF COMPLETION AGREEMENTS FOR THE PROJECT AND DECLARING AN EMERGENCY

Whereas, the Ottawa County Commissioners have a Community Development Block Grant Revolving Loan Fund and have agreed to provide loan dollars to the City of Port Clinton to assist in the replacement of the water lines and sanitary sewers on Madison Street between Third Street and Perry Street; and

Whereas, the City of Port Clinton is planning to make these capital improvements to Madison Street in the downtown area of the City of Port Clinton in calendar year 2016 (the "Project"), and

Whereas, the County Commissioners have agreed to loan funds in the amount of \$150,000.00 to the City at two (2) percent interest for seven (7) years with the first repayment to occur six months after the first disbursement to the contractor installing the water lines and sanitary sewer lines, and

Whereas, these infrastructure improvements are considered to be a priority need for the community and are qualified project activities under the CDBG programs,

NOW THEREFORE, BE IT ORDAINED BY THE Council of the City of Port Clinton, Ottawa County, and State of Ohio:

Section 1. The Director of Safety and Service is hereby authorized and directed to enter into the necessary agreements and sign the necessary documents to obtain a Community Development Block Grant Revolving Loan from the Ottawa County Commissioners, including, but not limited to, a Loan Agreement documenting the terms and conditions of the loan, a Note for the loan, a Memorandum of Understanding and Guaranty of Completion with the Ottawa County Commissioners to accept the CDBG Revolving Loan Funds on behalf of the City.

Section 2. The Director of Safety and Service, the Auditor, the Treasurer, the Clerk of Council, the Director of Law, and other City officials as appropriate are further authorized and directed to enter into any other agreements and to sign such other documents and instruments and to take such actions as may be necessary and appropriate for obtaining the financial assistance requested by this Ordinance.

Section 3. The local funds needed for this project are hereby appropriated from the Municipal Purposes Fund and from the Sewer Fund and Water Fund in applicable

percentages as determined by the City Auditor, as well as a loan from the Ohio Water Development Authority, after consultation with and receiving input from the Director of Safety and Service.

Section 4. This Council finds and determines that all formal actions of this Council concerning and relating to the passage of this Ordinance were taken in an open meeting of this Council and that all deliberations of this Council and of any committees that resulted in those formal actions were in meetings open to the public, in compliance with the law.

Section 5. This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health, and safety of the City and for the further reason that this Ordinance is required to be immediately effective in order for the City to be able to obtain the revolving loan funds and to meet the deadlines for filing the funding application, opening bids for the Project and entering into contracts for the Project;

Wherefore, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

Passed: _____, 2016

President of Council

Attest: _____
Clerk of Council

Approved: _____, 2016

Mayor