

ORDINANCE 20-12

ADOPTED December 14, 2020

AN ORDINANCE AUTHORIZING AND DIRECTING THE VILLAGE ADMINISTRATOR AND FISCAL OFFICER TO EXECUTE A CONTRACT, FOR THE SALE OF TREATED POTABLE WATER, WITH PERRY COUNTY, OHIO AND DECLARING AN EMERGENCY

WHEREAS, the Village of Thornville operates and maintains a water system to furnish treated potable water from the Village's well system; and

WHEREAS, in July 2007, the Village of Thornville and Perry County executed an agreement whereby the Village would provide Perry County potable water. Over the past few years, the Village and the County have been discussing the terms of a new potable water contract; and

WHEREAS, Perry County still wants to obtain potable water from the Village until it can develop its own permanent County-owned and -maintained potable water system; and

WHEREAS, Council for the Village of Thornville would like to enter into a new, five-year water contract with Perry County.

**NOW, THEREFORE, BE IT ORDAINED** by Council of the Village of Thornville, County of Perry, State of Ohio:

SECTION 1: The Village Administrator and Fiscal Officer are hereby authorized and directed to execute a Water Contract, in substantially the same form and content as the Contract attached hereto as Exhibit A and incorporated herein by reference, with Perry County, Ohio.

SECTION 2: It is hereby found and determined that all formal action of this Council concerning and relating to the passage of this Ordinance were adopted in open meeting of this Council, and that any and all deliberation of this Council and any of its committee that results in such formal action were in meeting open to the public, in compliance with all legal requirements of the laws of the State of Ohio.

SECTION 3: All prior legislation, or any parts thereof, which is/are inconsistent with this Ordinance is/are hereby repealed as to the inconsistent parts hereof.

SECTION 4: Council declares this to be an emergency measure immediately necessary for the preservation of the public peace, health, and safety of this municipality and the further reason that the Village needs to enter into this agreement, with its new rates, as soon as possible. Wherefore, provided this Ordinance receives the required affirmative votes of Council, it shall take effect and be in full force immediately upon passage by Council.

Passed in Council this 14<sup>th</sup> day of December 2020.

  
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Dan Harmon, Mayor

ATTEST:

  
Stephanie Reyher, Clerk of Council

APPROVED:

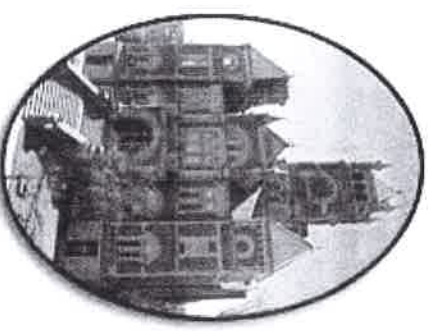
Approved as to form this 10<sup>th</sup> day of December 2020



Brian M. Zets, Esq.  
Village Solicitor

# Board of Perry County Commissioners

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December 23, 2020

The Perry County Commissioners met in a regular session on December 23, 2020 and passed the following resolution.

(20-1223-06)

Moved by Mr. Carpenter.

The Perry County Commissioners approve an Agreement by and between the Village of Thornville and the Perry County Board of Commissioners for the sale of treated water from the Village of Thornville Water System effective January 1, 2021.

Seconded by Mr. O'Brien.

With no further discussion, roll call vote taken:

Ben Carpenter	: Yes
Jim O'Brien	: Yes
Scott Owen	: Yes

The undersigned Clerk of the Board of Commissioners of Perry County, Ohio, certifies that the foregoing is a true and correct copy of the agreement that the Perry County Board of Commissioners adopted on December 23, 2020 and appearing upon the official records of the Board.

*Carol Middaugh*  
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Carol Middaugh, CLERK  
Commissioners Office, Perry County, Ohio