

RESOLUTION: 12-010
ADOPTED: 1/14/2013

A RESOLUTION AUTHORIZING AND DIRECTING THE VILLAGE ADMINISTRATOR AND FISCAL OFFICER TO EXECUTE A CONTRACT WITH UTILITY SERVICE CO., INC. FOR WATER TANK MAINTENANCE AND DECLARING AN EMERGENCY

WHEREAS, R.C. 9.29 allows the Village enter into, by direct negotiation or through the solicitation of requests for proposals or requests for qualifications, a multi-year, asset management professional service contract for the engineering, repair, sustainability, water quality management, and maintenance of a water storage tank and appurtenant facilities owned, controlled, or operated by the Village, provided it complies R.C. 9.29; and

WHEREAS, the Village of Thornville owns and operates an elevated water tank located at 100 Arlington Avenue; and

WHEREAS, the Village of Thornville, through its Village Administrator, directly negotiated with Utility Service Co., Inc. for maintenance of its water tank; and

WHEREAS, Council for the Village of Thornville now wants the Village to execute a contract with Utility Service Co., Inc.

NOW, **THEREFORE, BE IT RESOLVED** by the 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 contract with Utility Service Co., Inc., in substantially the same for an content as the contract attached hereto as Exhibit A and incorporated herein by reference, for maintenance of the Village's water tank located at 100 Arlington Avenue

SECTION 2: All prior legislation, or any parts thereof, which is/are inconsistent with this Resolution is/are hereby repealed as to the inconsistent parts thereof.

SECTION 3: It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that any and 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 of the laws of the State of Ohio.

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 contract immediately so that the work can commence as soon as possible. Wherefore, provided this Resolution receives the required affirmative votes of Council, this Resolution shall take effect and be in force immediately upon passage by Council.

Passed in Council this 14th day of January, ~~2012~~ 2013 g



Gavin Renner, Mayor

ATTEST:

Shawn L. Brusseri
_____, Clerk of Council

APPROVED:

Approved as to form this 28th day of September 2012.

Brian M. Zets

Brian M. Zets, Esq.
Village Solicitor