

RESOLUTION NO.: 2018-R91 (*AMENDED DECEMBER 11, 2018*)
SPONSOR: MAYOR NEUGEBAUER
INTRODUCED: NOVEMBER 13, 2018 **ASSIGNED TO:** _____

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH AQUA OHIO, INC., AND DECLARING AN EMERGENCY.

WHEREAS, the City of Green's current contract with Aqua Ohio, Inc. is set to expire on December 31, 2021; and

WHEREAS, Aqua Ohio, Inc. has requested a rate decrease from that Agreement, pursuant to Exhibit "A", a copy of which is attached hereto; and,

WHEREAS, Aqua Ohio, Inc., in addition to the rate reduction, agrees to invest an additional \$8.1 million raising their five (5) year Capital Improvement Commitment, to the City of Green, **and its entire service area**, to \$40.5 million;

WHEREAS, ~~due to a negotiated cost savings~~, it is in the best interest of the City to enter into an agreement with Aqua Ohio, Inc. to provide water and related services to the businesses and residents of Green-, **in order for our residents and businesses to realize the cost savings.**

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF GREEN, COUNTY OF SUMMIT, AND STATE OF OHIO, THAT:

SECTION ONE:

Green City Council authorizes the Mayor to enter into an Amended Agreement with Aqua Ohio, Inc. for the period January 1, 2018 through December 31, 2021, substantially in accordance with the adopted Agreement on November 8, 2016.

SECTION TWO:

The City of Green finds and determines that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken in open meetings of this Council and any deliberations of this Council and any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements.

SECTION THREE:

Council declares this to be an emergency immediately necessary for the preservation of the public peace, health, safety and welfare of the citizens of Green. Provided that this legislation receives the affirmative vote of three-fourths ($\frac{3}{4}$ ths) of the members elected or appointed to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force at the earliest time allowed by law.

ADOPTED: _____

Molly Kapeluck, Clerk of Council

Chris Humphrey, Council President

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APPROVED: _____, 2018

Gerard M. Neugebauer, Mayor

ENACTED EFFECTIVE: _____, 2018

ON ROLL CALL: Babbitt Dyer Humphrey Shaughnessy
 Speight Yeargin Young

Suburbanite publication on _____ and _____

Molly Kapeluck, Clerk of Council

12/6/2018 ~~11/6/2018~~ Approved as to form and content by William G Chris, Director of Law, Interim _____