

# RECORD OF RESOLUTION

Resolution No. 2024-R-30 Passed December 30, 2024  
YEAR

## VILLAGE COUNCIL OF GREENWICH, OHIO RESOLUTION NO.: 2024-R-30

### RESOLUTION OF AUTHORIZATION ORC 6111.036

A RESOLUTION AUTHORIZING THE VILLAGE ADMINISTRATOR TO APPLY FOR, ACCEPT, AND ENTER INTO A (WPCLF) WATER POLLUTION CONTROL LOAN FUND AGREEMENT ON BEHALF OF THE VILLAGE OF GREENWICH FOR PLANNING DESIGN AND/OR CONSTRUCTION OF WASTEWATER FACILITIES TO INCLUDE **COMBINED SEWER OVERFLOW (CSO) REDUCTION PROJECTS**; AND DESIGNATING A DEDICATED REPAYMENT SOURCE FOR THE LOAN AND DECLARING AN EMERGENCY

WHEREAS, Section 6111.036 of the Ohio Revised Code creates the water pollution control loan fund (WPCLF) to provide financial, technical, and administrative assistance; and

WHEREAS, the Ohio Environmental Protection Agency, Division of Environmental and Financial Assistance, Office of Financial Assistance, together with the Ohio Water Development Authority (OWDA) administer the Water Pollution Control Loan Fund (WPCLF); and

WHEREAS, the Water Pollution Control Loan Fund (WPCLF) program provides financial and technical assistance for improvements to surface and ground water quality and is administered under Section 6111.036 of the Ohio Revised Code. Rules that support the implementation of parts of the WPCLF may be found at Ohio Administrative Code 3745-150; and

WHEREAS, the Village Administrator reports that the Village of Greenwich seeks to upgrade its existing wastewater facilities; and

WHEREAS, the Village Administrator further reports that the Village of Greenwich intends to apply for Water Pollution Control Loan Fund (WPCLF) for the planning, design and or construction of the wastewater facilities, **specifically capital improvements to the COMBINED SEWAGE SYSTEM TO INCLUDE COMBINED SEWER OVERFLOW (CSO) REDUCTION PROJECTS**; and

WHEREAS, the Village Administrator further reports that the infrastructure improvement(s) described herein are considered to be a priority need for the community; and

WHEREAS, the Village Administrator further reports that the infrastructure improvement(s) described herein is/are a qualified project under the Ohio Environmental Agency (OEPA) Water Pollution Control Loan Fund (WPCLF) program; and

WHEREAS, the Water Pollution Control Loan Fund (WPCLF) requires the government authority to pass legislation for application of a loan and the execution of an agreement as well as designating a dedicated repayment source; and

WHEREAS, Village Engineer at OHM Advisors specifically reports as follows:

*"...we are in the process of applying for the construction of the Townsend Lift Station project to meet our EPA requirements. Recently, council passed a rate increase to ensure the health of the sewer fund.*

*The Ohio EPA is requiring that we UPDATE the authorizing resolution allowing the Village*

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*Administrator to apply for, accept, and enter into a WPCLF Water Pollution Control Loan Fund Agreement. I have attached the original resolution passed in 2020. We will need to pass an updated version of this resolution ASAP. Nothing has changed, this can be reproduced. The Ohio EPA states that we have to update this authorization as they no longer accept anything older than 12 months."*

WHEREAS, in those villages that have established the position of village administrator, the village administrator shall make contracts, purchase supplies and materials, and provide labor for any work under the administrator's supervision involving not more than fifty thousand dollars. [Section 731.141 of the Ohio Revised Code; See also Section 232.01 of the Greenwich Codified Municipal Code]

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF GREENWICH, STATE OF OHIO: (ORC 731.18)

SECTION 1. That the Village Administrator be and is hereby authorized to apply for a WPCLF loan, sign all documents for and enter into a Water pollution Control Loan fund with the Ohio Environmental Agency and the Ohio Water Development Authority for planning, design and/or construction of wastewater facilities on behalf of the Village of Greenwich, Ohio.

SECTION 2. That any agreements authorized herein shall be executed in the name of the village and signed on its behalf by the village administrator. [Section 731.141 of the Ohio Revised Code; See also Section 232.01 of the Greenwich Codified Municipal Code]

SECTION 3. DEDICATED REPAYMENT SOURCE. That the dedicated source of repayment will be Sewer Surcharge Fund #5202.

SECTION 4. DISPENSE WITH THREE READINGS. That the legislative authority, upon a vote of at least three-fourths of its members, hereby dispenses with the rule requiring each ordinance or resolution shall be read on three different days. [R.C. 705.15 and 731.17(A)(2)]

SECTION 5. DECLARATION OF EMERGENCY FOR IMMEDIATE EFFECT. That by two-thirds vote of all the members elected to the legislative authority, this legislation is hereby declared to be an emergency measure pursuant to RC 731.30, being necessary for the immediate preservation of the public peace, health, or safety of the municipal corporation and shall go into immediate effect for the following reason(s):

*Village Engineer at OHM Advisors reports that emergency is necessary in order to provide EPA the full application prior to end of year.*

SECTION 6. PUBLIC MEETING. That it is found and determined that all formal action of this public body concerning or relating to the passage of this Resolution/Ordinance were adopted in a public meeting open to the public at all times, and that all deliberations of the public body and any of its committees that resulted in such formal action, were in public meetings open to the public, in compliance with all legal requirements including all lawful ordinances and any applicable provisions of section 121.22 of the Ohio Revised Code.

WHEREFORE, this legislation shall be in full force and effect from and after the earliest period allowed by law.

PASSED AND ADOPTED on this 30 day of December, 2024.

## ATTESTATION

(RC 731.20)

We hereby attest and affirm that the foregoing legislation received the necessary affirmative roll call votes required

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for passage by R.C. 731.17.

[Signature]  
MAYOR

[Signature]  
FISCAL OFFICER

## LEGISLATION READINGS

ORC 731.17(A)

- (1) Each ordinance and resolution shall be read by title only, provided the legislative authority may require any reading to be in full by a majority vote of its members.  
(2) Each ordinance or resolution shall be read on three different days, provided the legislative authority may dispense with this rule by a vote of at least three-fourths of its members.

First Reading: 12.17.24 Second Reading: 12.30.24 Third Reading: 12.30.24

## ROLL CALL VOTE

ORC 731.17(A)(3)

The vote on the passage was taken by yeas and nays and entered upon the journal. Each ordinance or resolution shall be passed, except as otherwise provided by law, by a vote of at least a majority of all the members of the legislative authority. Yeas, nays, abstentions, excused or absent votes were recorded as follows:

Yes  
Mike King

Yes  
Randy Wilson

Yes  
Lynne Phillips

Absent  
Jason Hunter

Yes  
Regina Lueck

Yes  
Dorene Beverly

PREPARED BY AND APPROVED AS TO FORM [See also RC 731.21(B)]:

[Signature]  
VILLAGE SOLICITOR, Steve Palmer

## CERTIFICATE OF PUBLICATION

ORC 731.21 and 731.22

Pursuant to ORC 731.21(A)(3), I hereby certify that a succinct summary of the above legislation was/will be published using the following method: **ON THE WEBSITE AND SOCIAL MEDIA ACCOUNT OF THE MUNICIPAL CORPORATION**

The succinct summary was reviewed by the village solicitor as required by ORC 731.21(B). Publication was/will be made at least once a week for two consecutive weeks as required by ORC 731.22.

[Signature]  
FISCAL OFFICER