

RECORD OF RESOLUTION

Resolution No.

2024-12-32

Passed

December 30, 2024
YEAR

VILLAGE COUNCIL OF GREENWICH, OHIO RESOLUTION NO. 2024-R-32

OPERATOR OF RECORD WATER/SEWERAGE OAC 3745-7-02

A RESOLUTION DESIGNATING **JOHN S. CHRISTOPHER** AS OPERATOR OF RECORD TO OVERSEE THE TECHNICAL OPERATION OF THE PUBLIC WATER AND SEWERAGE SYSTEMS AND AUTHORIZING AND DIRECTING THE MAYOR AND FISCAL OFFICER TO ENTER INTO CONTRACT AND DECLARING AN EMERGENCY

WHEREAS, the Village owns and operates a public water system provided by RC 715.08. See also Chapter 1042 of the Greenwich Codified Municipal Code of Ordinances; and

WHEREAS, the Village also owns and operates a sewerage system provided by RC 715.40. See also Chapter 1044 of the Greenwich Codified Municipal Code of Ordinances; and

WHEREAS, Section 3745-7-02 of the Ohio Administrative Code requires that the owner or operator of a public water and/or sewerage system shall designate one or more operator of record to oversee the technical operation of the works, systems, plants and facilities; and

WHEREAS, Council has been informed that the contract/agreement for the previously designated licensed water/sewerage Operator of Record will expire on December 31, 2024; and

WHEREAS, the Village Administrator / Operator of Record recently resigned.

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

SECTION 1. That Village Council hereby determines it is necessary to retain the services of a licensed Operator of Record to oversee the technical operation of the public water system and the sewerage system and comply with Ohio Environmental Protection Agency rules and regulations.

SECTION 2. DESIGNATION OF OPERATOR OF RECORD. That as required by Sections 3745-7-02(A)(1) and (2), the following is hereby designated as Operator of Record for the village public water and sewerage systems:

JOHN S. CHRISTOPHER

WS3 - 1010162-00

Expiration date 12/31/2026

WW3 - 1010162-95

Expiration date 12/31/2025

SECTION 3. AUTHORIZE AGREEMENT. That the Mayor and Fiscal Officer are hereby authorized and directed to enter into a contract/agreement ATTACHED HERETO AND INCORPORATED HEREIN BY REFERENCE, by and between the Village and the licensed Operator of Record designated herein.

SECTION 4. EXECUTION. That the contract shall be executed in the name of the village and signed on its behalf by the mayor and clerk (fiscal officer). [RC 731.14, paragraph 1]

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SECTION 5. DURATION. That the term of the contract/agreement authorized herein shall begin 01/01/2025 and be for the period of TWELVE (12) MONTHS expiring on 12/31/2025.

SECTION 6. SCHEDULE OF PAYMENT. That Council hereby authorizes payment to the Operator of Record as follows:

\$1,600.00 per month payable monthly – 1099 Sub-contractor

SECTION 7. COMPENSATION. See SECTION 6. The Operator of Record compensation may be fixed by Council pursuant to ORC 731.13.

SECTION 8. NOTIFICATION. That pursuant to Section 3745-7-02(A)(1)(a) and (2)(b) the Village Administrator and Fiscal Officer are hereby directed to coordinate their efforts to notify the director of the Ohio Environmental Protection Agency of the identity of an operator of record upon initiation or termination of service or upon request by the director.

SECTION 9. That this Resolution shall supersede any and all other previous legislation relating to the designation of the licensed Operator of Record.

SECTION 10. 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 11. 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):

The Administrator / Operator of Record for the Village recently resigned

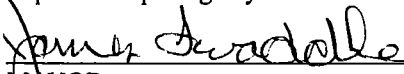
SECTION 12. PUBLIC MEETING. That it is found and determined that all formal action of this public body concerning or relating to the passage of this legislation were adopted in a public meeting open to the public at all times, and that all deliberations of the public body and any of its committees that 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 for passage by R.C. 731.17.


MAYOR


FISCAL OFFICER

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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: 12.30.24 Second Reading: Dispense Third Reading: Dispense

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)]:

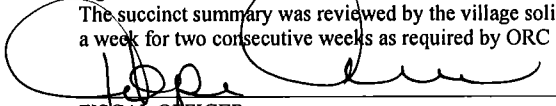

VILLAGE SOLICITOR, Steve Palmer

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.


FISCAL OFFICER

ATTACHMENT(S) TO FOLLOW