

## OHIO TURNPIKE COMMISSION

### **Resolution Authorizing the Executive Director to Enter into an Agreement with The Village of West Unity for Water and Sewer Service to The Tiffin River and Indian Meadow Service Plazas**

WHEREAS, Section 5537.04(10) of the Ohio Revised Code provides that the Commission may make or enter into all contracts and agreements necessary to the performance of its duties and the execution of its powers; and

WHEREAS, Section 5537.28 of the Revised Code authorizes the Commission to use toll revenues for the purpose of making infrastructure improvements to existing service plaza facilities in order to carry out its duties, powers and functions; and

WHEREAS, the Commission adopted Resolution No. 9-2007 on April 9, 2007 in which it declared its intention to replace and rebuild the Tiffin River and Indian Meadow Service Plazas located in Williams County; and

WHEREAS, the expenditures by the Commission to provide for water and sewer service to the Tiffin River and Indian Meadow Service Plazas will exceed \$150,000.00, and, therefore, in accordance with Article V, Section 1.00 of the Commission's Code of Bylaws, Commission action is necessary to enter into such agreement; and

WHEREAS, the Village of West Unity has offered to provide water and sewer service to the Tiffin River and Indian Meadow Service Plazas at a cost not to exceed **\$1,587,575.00**, under terms and conditions that are mutually acceptable to both the Village and the Commission; and

WHEREAS, the Village of West Unity will need to construct significant infrastructure improvements in order to extend and provide such water and sewer service to the Tiffin River and Indian Meadow Service Plazas; and

WHEREAS, the Chief Engineer has recommended that the Commission accept the Village of West Unity's offer to provide water and sewer service to the Tiffin River and Indian Meadow Service Plazas in lieu of the Commission rebuilding, maintaining and operating its own water and sewer treatment plant at the service plazas in conformity with Ohio EPA requirements; and

WHEREAS, the Commission's Chief Engineer and Executive Director have reviewed the proposal provided by the Village of West Unity and both concur that it is in the Commission's best interests to enter into an agreement with the Village for this purpose.

NOW, THEREFORE, BE IT

RESOLVED that the Executive Director and Chief Engineer are hereby authorized to negotiate and execute an agreement with the Village of West Unity for the purpose of obtaining water and sewer service to the Tiffin River and Indian Meadow Service Plazas, which agreement may include the Commission reimbursing the Village of West Unity for those infrastructure improvements necessary to provide such service; and

FURTHER RESOLVED, the Executive Director and Chief Engineer are authorized to take any and all actions necessary to carry out the terms of said agreement.

**(Resolution No. 12- 2007 adopted May 21, 2007)**