

## OHIO TURNPIKE AND INFRASTRUCTURE 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(A)(11) of the Ohio Revised Code provides that the Commission may make or enter into all contracts and agreements necessary or incidental to the performance of its duties and the execution of its powers; 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 Commission adopted Resolution No. 12-2007 on May 21, 2007, in which it authorized the Executive Director to enter into an agreement with the Village of West Unity for Water and Service to the Tiffin River and Indian Meadow Service Plazas; and

WHEREAS, the Commission and the Village of West Unity entered into the agreement, and constructed the 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 existing agreement requires the Commission to pay rates for water and sewer service that are substantially higher than their published rates to other commercial customers; and

WHEREAS, the Commission and the Village of West Unity desire to enter into a new long-term agreement that will set forth the terms of the arrangement that include rates for water and sewer, as well as maintenance of the facilities; and

WHEREAS, the expenditures by the Commission to provide for water and sewer service to the Tiffin River and Indian Meadow Service Plazas and reimbursement for maintenance, if any, 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 rates equal to what is charged to other commercial customers, under terms and conditions that are mutually acceptable to both the Village and the Commission; and

WHEREAS, the Executive Director has reviewed the recommendation submitted by the Chief Financial Officer and approves the recommendation to authorize the agreement with the Village of West Unity for water and sewer services, and maintenance reimbursement if required.

NOW, THEREFORE, BE IT

RESOLVED, that the Executive Director hereby is authorized to negotiate and execute an agreement with the Village of West Unity for the purpose of renewing the existing 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 maintenance necessary to provide such service, the cost of which is equal to what is charged to other commercial customers; and

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

**(Resolution No. 11-2022 adopted January 24, 2022)**