

# RECORD OF RESOLUTIONS

Dayton Legal Blank, Inc., Form No. 30045

Resolution No. 2024-1

Passed February 5, 2024

## WESTON, WOOD COUNTY, OHIO RESOLUTION NO. 2024-1

### RESOLUTION AUTHORIZING AND CONFIRMING THE ASSIGNMENT OF OWDA LOAN, AND DECLARING AN EMERGENCY

**WHEREAS**, the Village of Weston is a Statutory Village located in Wood County, Ohio, with powers of local self-government pursuant to Ohio Constitution Article XVIII, section 3, and

**WHEREAS**, the Village of Weston owned a wastewater plant, a collection system, water distribution system, and all other water and sewer assets, (collectively, the System), and

**WHEREAS**, the Village entered into a 20 year loan agreement with the Ohio Water Development Authority (OWDA) in 2005, the balance of which is due in 2025 for the construction of the System, and

**WHEREAS**, on or about December 27, 2005, the Council of the Village of Weston passed Ord. 36-05, an Ordinance Authorizing the Village of Weston to Join the Northwestern Water and Sewer District, (the District); Authorizing the Mayor and Fiscal Officer to Execute an Application to the District; and Declaring an Emergency, and

**WHEREAS**, the Village joined the District and transferred the System to the District, and

**WHEREAS**, the transfer of the System to the District was conditioned on and subject to "...the assumption by the District of the debt charges on the OWDA's revenue debt incurred by the Village to construct the Village's System(s) ...", and

**WHEREAS**, beginning after the transfer of the System to the District, the District has used revenues from the System to pay the obligations owed under the aforementioned OWDA loan agreement, and

**WHEREAS**, the Village failed to pass a Resolution confirming the assignment of the OWDA loan agreement to the District.

**NOW, THEREFORE, BE IT RESOLVED**, by the Council of the Village of Weston, Ohio, that:

1. The Village of Weston authorizes the assignment of its 2005 OWDA loan agreement related to its previously transferred water and sewer system to the Northwestern Ohio Water and Sewer District, and further authorizes the Mayor to execute any documents necessary to confirm said assignment.

2. This measure is declared to be an emergency measure necessary for the immediate preservation of the health, safety and welfare of the village and its residents for the reason that confirmation of the loan assignment is required to protect the Village from potential liability for said loan in the event of default by the District.

3. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council and that all deliberations of this Council and of any other committees that results in such formal action were in meetings open to the public in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Date: 2/5/24

Vote on Emergency: Ayes 5 Nays 0 Abstain 0

Vote On Measure: Ayes 5 Nays 0 Abstain 0

Absent  
President Council

Attest:

[Signature]  
Fiscal Officer

[Signature]  
Mayor

#### CERTIFICATION

I HEREBY CERTIFY THIS TO BE A TRUE AND ACCURATE COPY OF THE VILLAGE OF WESTON RESOLUTION NUMBER 2024-1, AND THAT THERE IS NO NEWSPAPER PUBLISHED IN THE VILLAGE OF WESTON, AND THAT PUBLICATION OF THIS RESOLUTION WAS MADE BY POSTING IT AT THE FIVE PUBLIC PLACES DESIGNATED BY ORDINANCE 2023-1 ON

2/11/2024  
[Signature]  
CLERK, VILLAGE OF WESTON