

RESOLUTION NUMBER 2022-9

**A RESOLUTION TO ENTER INTO A WASTEWATER FACILITIES
MANAGEMENT AGREEMENT WITH AGRI-SLUDGE, INC. dba
ADVANCED WATER AND WASTEWATER OPERATIONS, LLC.;
AUTHORIZE THE MAYOR TO EXECUTE SAID AGREEMENT;
AND DECLARING AN EMERGENCY.**

WHEREAS, due to notification from the Wayne County Board of County Commissioners that the Memorandum of Understanding regarding management of the Village's water and wastewater facilities will be terminated effective August 14, 2022, the Village would thereafter be left without licensed management of its wastewater treatment facilities; and

WHEREAS, immediate provision of such licensed management services, and provision of such services on an ongoing basis, is vital to the Village and its residents for its continuing health, safety and general welfare and declares this an emergency; and

WHEREAS, the Village Council of Apple Creek has determined it in the best interests of its residents to enter into a Management Agreement with Agri-Sludge, Inc., dba Advanced Water and Wastewater Operations, LLC regarding licensed wastewater operations and water testing, and authorizes the Mayor to execute said Agreement on the Village's behalf;

BE IT RESOLVED by the Council of the Village of Apple Creek, Ohio, that:

SECTION ONE:

The terms of the attached Management Agreement are approved, whereby the village shall contract with Agri-Sludge, Inc., dba Advanced Water and Wastewater Operations, LLC regarding wastewater operations and water testing with fees paid as set out forth in said Agreement.

SECTION TWO:

The Mayor is hereby authorized to execute the attached Management Agreement on behalf of the Village.

SECTION THREE:

This Resolution is hereby declared to be an emergency measure, and shall take effect and be in force immediately from and after its passage. The reason for the emergency lies in the fact that this Resolution is necessary for the immediate preservation of public peace, health, safety and welfare.

SECTION FOUR:

All prior resolutions which conflict with the provisions of this resolution are hereby repealed to the extent that they are in conflict herewith.

SECTION FIVE:

If any provision of this resolution, or the application thereof to any person or circumstance, is held invalid, the invalidity does not affect other provisions or applications of this resolution which can be given effect without the invalid provision or application, and to this end the provisions are severable.

VOTE TO SUSPEND RULES: Yeas 5 Nays

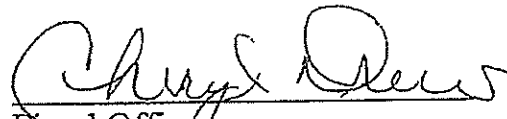
VOTE ON EMERGENCY RESOLUTION: Yeas 5 Nays

PASSED: July 25, 2022.

ATTEST:

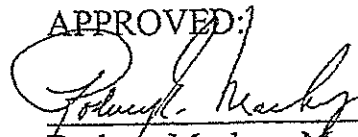


President of Council



Fiscal Officer

APPROVED:



Rodney Mackey, Mayor