

ORDINANCE NO. 46-20

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A MUTUAL AID AGREEMENT WITH OHIO WATER / WASTEWATER AGENCY RESPONSE NETWORK (OHIO WARN) TO SHARE RESOURCES AND ASSISTANCE IN THE EVENT OF EMERGENCIES THAT DISRUPT PUBLIC UTILITY SERVICES AND DECLARING AN EMERGENCY

WHEREAS, the Ohio Water/Wastewater Agency Response Network, (Ohio WARN) is committed to supporting and promoting statewide emergency preparedness, disaster response and mutual aid assistance for public water and wastewater utilities for natural and human caused events in the State of Ohio; and

WHEREAS, the administration for the City of Avon has determined it is necessary and desirable to enter into a Mutual Aid Agreement with Ohio Water/Wastewater Agency Response Network, (Ohio WARN) to promote statewide emergency preparedness, disaster response and mutual aid assistance for public water and wastewater utilities for natural and human caused events; and

WHEREAS, Council finds that entering into this mutual aid agreement with the Ohio Water/Wastewater Agency Response Network, (Ohio WARN) to be in the best interests of the health, safety and welfare of the citizens of Avon by insuring that Avon and other Ohio communities can continue to provide life-sustaining operational water and wastewater systems during natural and man-made disasters.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF AVON, LORAIN COUNTY, OHIO:

Section 1 - That Council hereby authorizes the Mayor, on behalf of the City of Avon, to enter into the Mutual Aid Agreement with Ohio Water/Wastewater Agency Response Network, (Ohio WARN) in substantially the form as set forth in Exhibit A, attached hereto and incorporated herein by this reference. The Agreement shall provide for the sharing of emergency resources among water and wastewater agencies statewide during times of natural or man-made disasters. Once signed, the Agreement shall continue in full force and remain binding until December 31st of 2020. Thereafter, it shall renew automatically for a term of one (1) year, renewing each and every subsequent year until such time as the City withdraws from participation in the Agreement.

Section 2 - That it is found and determined that all formal actions of the Council of the City of Avon concerning and relating to the adoption of this Ordinance were taken in an open meeting of the Council of the City of Avon and that all deliberations of this City's Council and any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 3 - That this Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public health, safety and welfare of the citizens of Avon, the immediate emergency being the necessity to enter into a mutual aid agreement with Ohio WARN to promote statewide emergency preparedness and disaster response for public water and wastewater utilities in the event of natural and human caused events; therefore, this

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Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED: _____ DATE SIGNED: _____

By: _____
Brian Fischer, Council President

DATE APPROVED BY THE MAYOR: _____

Bryan K. Jensen, Mayor

APPROVED AS TO FORM:

John A. Gasior, Law Director

ATTEST:

Barbara Brooks
Clerk of Council

Posted: _____
In Five Places as
Provided by Council

Prepared By:
John A. Gasior, Esq.
Law Director