

CITY OF FOSTORIA, OHIO

Resolution No. 2020- 11

Sponsored by: _____

Requested By: Engineering

A RESOLUTION

A Resolution authorizing the acceptance/approval to enter into a Water Pollution Control Loan Fund (WPCLF) Agreement for supplemental design and construction services of the CSO #2 and #3 Elimination Project, otherwise publicized as the LTCP Improvements, Phase 1 Project; and designating a dedicated repayment source for the loan and declaring an emergency to exist,

WHEREAS, the City of Fostoria submitted a 2017-2019 CSO Project Nomination Form through the WPCLF in December 2016; and

WHEREAS, the City of Fostoria was approved on the WPCLF program year 2017 project list for a 0% interest rate on \$655,215.00 for a design loan for a 5-year term and is included on the program year 2019 intended project list for a 0% interest rate on \$9,510,000.00 for a construction loan for a 20-30-year term once all programmatic requirements are met for both the design loan and construction loan, and

WHEREAS, the City of Fostoria was approved on the WPCLF program year 2019 to increase the 0% interest rate to \$989,565.00 for supplemental design loan and maintaining the 5-year term and approved on the WPCLF program year 2019 intended project list for a 0% interest rate for a construction loan, maximum of \$13,000,000 less appropriated design loan associated to the project, for a 20-30-year term once all programmatic requirements are met for both the design loan and construction loan, and

WHEREAS, the City of Fostoria intends to submit the loan appropriation to the WPCLF program of the above referenced project to include construction phase services. Publicly solicited bids for the above referenced project were opened on October 17, 2019. 6 bids were received with the apparent low bid of \$11,247,000.00. Kirk Bros. Co. Inc. of Findlay, Ohio was the apparent low bidder, and

WHEREAS, the City of Fostoria intends to retain professional services for construction related administrative and observation services for \$920,000.00, for a total construction loan appropriation of \$12,167,000.00, and total project loan to date appropriation (i.e. sum of design loan and construction loan and contingency) of \$13,600,000.00.

WHEREAS, once the City's loan applications are submitted to WPCLF and the projects meets all funding requirements and all programmatic requirements have been met, WPLCF will make the funds available to finance the construction of the above referenced project, and

WHEREAS, the WPCLF requires the government authority to pass legislation for application of a loan and the execution of an agreement as well as designating a dedicated repayment source; now therefore,

BE IT RESOLVED by the Council of the City of Fostoria, Seneca, Hancock, and Wood Counties, Ohio:

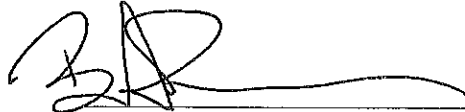
SECTION 1. That the Mayor be and is hereby authorized to apply for a construction WPCLF loan, sign all documents for and enter into a WPCLF with the Ohio Environmental Protection Agency for the construction of CSO #2 and #3 Elimination Project, otherwise publicized as the LTCP Improvements, Phase 1 Project, on behalf of the City of Fostoria, Ohio.

SECTION 2. That the dedicated source of repayment will be the Fund 520 and/or Fund 521.

SECTION 3: This Resolution is declared to be an emergency measure necessary for the preservation of the public health, safety and welfare. The reason for such emergency lies in the fact that the application must be completed prior to the application deadline.

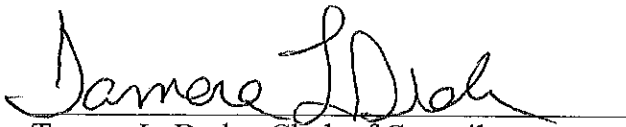
THEREFORE, upon the affirmative vote of two-thirds (2/3) of all members elected to Council and signature by the Mayor, this Resolution shall go into immediate force and effect.

Passed this 25 day of Feb, 2020.



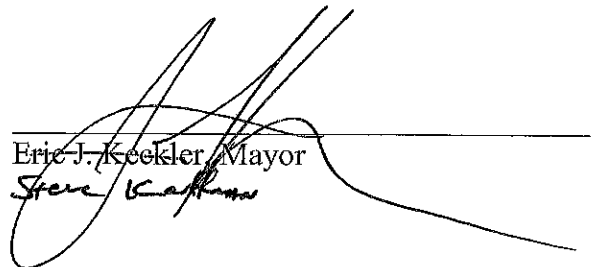
Steve Kauffman, Council President
Brim A. Shaw

ATTEST:



Tamara L. Drake, Clerk of Council

Filed with me and approved by me this 27 day of Feb, 2020.



Eric J. Keeckler, Mayor
Steve Kauffman

CITY OF FOSTORIA, OHIO

Ordinance No.: 2020 - 12
Introduced by: _____
Requested by: Council as a Whole

AN ORDINANCE

Adopting an Amendment to the Financial Recovery Plan for the City of Fostoria, Ohio, and declaring an emergency to exist.

WHEREAS, pursuant to Section 118.06(B) of the Ohio Revised Code, this Council must update its Financial Recovery Plan annually.

WHEREAS, an amendment is needed to the most recent Financial Recovery Plan adopted by the City, Ordinance 2019-55, dated December 17, 2019.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Fostoria, Seneca, Hancock, and Wood Counties, Ohio:

SECTION 1: That the amendment to the Financial Recovery Plan for the City of Fostoria, Ohio, dated February 25, 2020, be, and the same is hereby approved, all in accordance with a copy of the Amendment being attached hereto as Exhibit A and incorporated herein by reference.

SECTION 2: That this ordinance shall be published in accordance with the laws of the State of Ohio and City of Fostoria.

SECTION 3. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal actions were in meetings open to the public, and in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

SECTION 4. This ordinance is declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare. The reason for this emergency is to reflect existing financial conditions in compliance with State law.

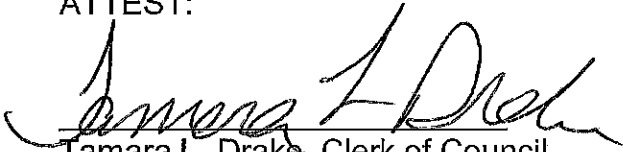
THEREFORE, upon the affirmative vote of two-thirds (2/3) of all members elected to Council, and signature by the Mayor, this ordinance shall go into immediate force and effect.

Passed this 23rd day of February, 2020.



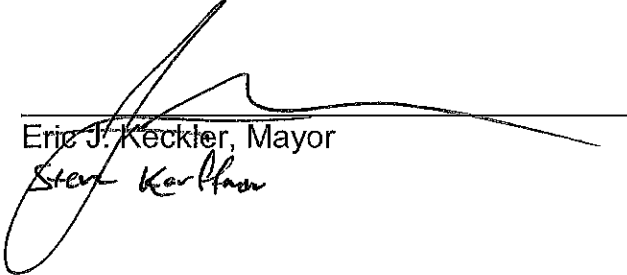
~~Jon Kauffman, Council President~~
Birn A. Shawr

ATTEST:



Tamara L. Drake, Clerk of Council

Filed with me and approved by me this 25 day of Feb., 2020.



Eric J. Keckler, Mayor
Star Karlhan

City of Fostoria Financial Recovery Plan

521 Storm Water

	2020	2021	2022	2023	2024
	Forecasted	Forecasted	Forecasted	Forecasted	Forecasted
Revenues					
Intergovernmental	\$242,000	\$0	\$0	\$0	\$0
Charges for Services	566,200	566,200	566,200	566,200	566,200
Total Revenues	808,200	566,200	566,200	566,200	566,200
Expenditures Summary					
Personal Services	69,400	72,300	75,500	79,600	82,800
Contractual Services	20,000	20,600	21,218	21,854	22,510
Supplies and Materials	16,000	16,480	16,975	17,483	18,007
Capital Outlay	14,514,000	20,000	20,000	0	0
Other	100	100	100	100	100
Debt Service	299,200	419,600	431,700	431,700	431,700
Total Expenditures	14,918,700	549,080	565,493	550,737	555,117
Excess of Revenues Under Expenditures	(14,110,500)	17,120	707	15,463	11,083
Other Financing Sources					
Proceeds of OPWC Loan	242,000	0	0	0	0
Proceeds of OWDA Loan	13,600,000	0	0	0	0
Total Other Financing Sources	13,842,000	0	0	0	0
Net Change in Fund Balance	(268,500)	17,120	707	15,463	11,083
Fund Balances Beginning of Year	1,161,138	892,638	909,758	910,465	925,928
Fund Balances End of Year	\$892,638	\$909,758	\$910,465	\$925,928	\$937,011