

**ORDINANCE NO: 13 – 1093**

**AN ORDINANCE AUTHORIZING THE MAYOR OF RUSSELLS POINT, OHIO TO ENTER INTO A SITE ACCESS AGREEMENT WITH VERIZON WIRELESS AND DECLARING AN EMERGENCY IN THE VILLAGE OF RUSSELLS POINT, OHIO**

**WHEREAS**, the Village of Russells Point has received complaints from residents regarding the reliability of cellular phone service in the village;

**WHEREAS**, the inadequate cellular phone service in the village is a safety issue for village first responders;

**WHEREAS**, Verizon Wireless is the primary provider for cellular phone service in the village;

**WHEREAS**, Verizon Wireless must construct a new cellular phone tower in order to provide better cellular phone service to village residents;

**WHEREAS**, Verizon Wireless wishes to use a parcel owned by the Village near the water treatment plant that is prone to flooding for the tower location;

**WHEREAS**, Verizon Wireless wishes to use a parcel owned by the Village at the municipal building location and needs to perform testing at the site for a temporary tower;

**WHEREAS**, Verizon Wireless must perform certain site tests to determine the suitability of said parcel;

**WHEREAS**, an agreement is necessary between the Village and Verizon Wireless;

**NOW, THEREFORE, BE IT ORDAINED**, by the Council of the Village of Russells Point, Ohio:

**SECTION I:** The Mayor is authorized to enter into the site access agreements with Verizon Wireless upon approval by the Village Solicitor as to form.

**SECTION II:** That 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 action, were in meetings open to the public in compliance with all legal requirements of the Ohio Revised Code.

**SECTION III:** That this Ordinance is hereby declared to be an emergency measure necessary to improve the safety of the village at the earliest possible time. This ordinance shall go into immediate effect provided that it receives a two thirds vote of all members of Village Council.

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Steve Reid  
President Pro Tem of Council

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Robin Reames  
Mayor

Attested: \_\_\_\_\_  
Jeff Weidner  
Fiscal Officer

Approved as to Form:  
Robert N. Eshenbaugh Jr.  
Village Solicitor