

EMERGENCY

City of Cincinnati

AEY

AWB

An Ordinance No. 394 - 2020

AUTHORIZING the City Manager to execute a *Water Service Agreement* between the City of Cincinnati and the City of Wyoming, Ohio for the continued sale of standby water to the City of Wyoming.

WHEREAS, the City of Cincinnati (“Cincinnati”) owns and operates the Greater Cincinnati Water Works (GCWW), a municipal water utility that supplies water to its inhabitants, and is empowered pursuant to Ohio Constitution Article XVIII, Section 6 and Cincinnati City Charter Article IV, Section 9 to sell and deliver surplus water outside of the Cincinnati city limits as may be authorized by Cincinnati City Council; and

WHEREAS, the City of Wyoming, Ohio (“Wyoming”) owns and operates the Wyoming Water Works, a municipal water utility that supplies water to its inhabitants and is empowered pursuant to Ohio Constitution Article XVIII, Section 4 to contract to purchase water to be supplied to its inhabitants; and

WHEREAS, for several decades, Cincinnati has provided standby surplus water to Wyoming pursuant to a certain *Agreement* between the parties dated May 15, 1958, as amended by a *First Amendment* dated December 20, 2017, which will expire December 31, 2020; and

WHEREAS, the parties desire to enter into a new *Water Service Agreement* to provide updated terms for Cincinnati to continue to provide standby water service to Wyoming; now, therefore,

BE IT ORDAINED by the Council of the City of Cincinnati, State of Ohio:

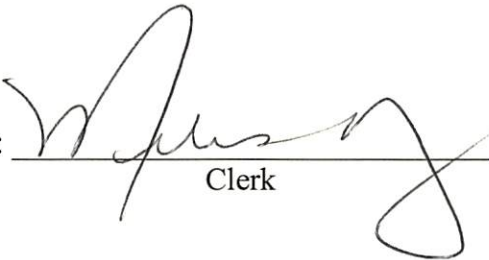
Section 1. That the City Manager is hereby authorized to execute a *Water Service Agreement* between the City of Cincinnati (the “City”) and the City of Wyoming, Ohio (“Wyoming”) in substantially the form of Exhibit A attached hereto (the “Agreement”).

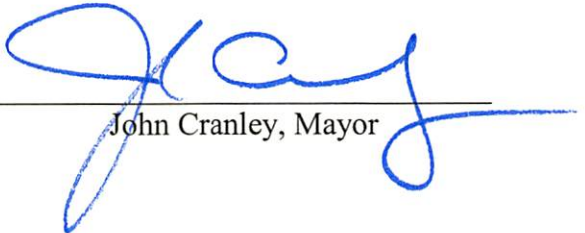
Section 2. That the proper City officials are hereby authorized to do all things necessary and proper to carry out the terms of the *Agreement*.

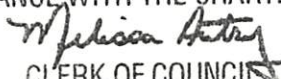
Section 3. That this ordinance shall be an emergency measure necessary for the preservation of the public peace, health, safety, and general welfare and shall, subject to the terms of Article II, Section 4. of the Charter, be effective immediately. The reason for the

emergency is the immediate need to execute the Agreement prior to the December 31, 2020 expiration of the current water service contract.

Passed: December 16, 2020

Attest: 
Clerk


John Cranley, Mayor

I HEREBY CERTIFY THAT ORDINANCE NO. 394-2020
WAS PUBLISHED IN THE CITY BULLETIN
IN ACCORDANCE WITH THE CHARTER ON 12-29-2020

CLERK OF COUNCIL