

RESOLUTION 2024-119

A RESOLUTION DECLARING THE OFFICIAL INTENT AND REASONABLE EXPECTATION OF THE CITY OF KENT ON BEHALF OF THE STATE OF OHIO (THE BORROWER) TO REIMBURSE ITS 201 WATER FUND FOR THE CG27AB / CG28AB, ELEVATED & GROUND WATER STORAGE TANKS REHABILITATION WITH THE PROCEEDS OF TAX-EXEMPT DEBT OF THE STATE OF OHIO, AND DECLARING AN EMERGENCY.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Kent, State of Ohio:

**SECTION 1.** That the City of Kent reasonably expects to receive a reimbursement for the Project named Elevated & Ground Water Storage Tanks Rehabilitation as set forth in Appendix A of the Project Agreement with the proceeds of bonds to be issued by the State of Ohio.

**SECTION 2.** The maximum aggregate principal amount of bonds, other than for costs of issuance, expected to be issued by the State of Ohio for reimbursement to the local subdivision is \$542,8800.00.

**SECTION 3.** The Fiscal Officer of the City of Kent is hereby directed to file a copy of this Resolution with the City of Kent for the inspection and examination of all persons interested therein and to deliver a copy of this Resolution to the Ohio Public Works Commission.

**SECTION 4.** It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council and that all deliberations of this Council, and of any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements of Section 121.22 of the Ohio Revised Code.

**SECTION 5.** This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare and for the further reason to clear the right of way for construction as soon as possible; wherefore, provided this Resolution receives the affirmative vote of two-thirds of the members of Council elected or appointed, it shall take effect immediately upon its passage and execution by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED: December 18, 2024  
Date


Jerry T. Fiala  
Jerry T. Fiala  
Mayor and President of Council

EFFECTIVE: December 18, 2024  
Date

ATTEST: Kathleen Coleman  
Kathleen Coleman  
Interim Clerk of Council

I, KATHLEEN COLEMAN, INTERIM CLERK OF COUNCIL FOR THE CITY OF KENT, COUNTY OF PORTAGE, AND STATE OF OHIO, AND IN WHOSE CUSTODY THE ORIGINAL FILES AND RECORDS OF SAID COUNCIL ARE REQUIRED TO BE KEPT BY THE LAWS OF THE STATE OF OHIO, HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND EXACT COPY OF RESOLUTION No. 2024-119, ADOPTED BY THE COUNCIL OF THE CITY OF KENT ON December 18, 2024.

(SEAL)

  
KATHLEEN COLEMAN  
INTERIM CLERK OF COUNCIL

CITY OF KENT DEPARTMENT OF PUBLIC  
SERVICE DIVISION OF ENGINEERING

MEMO

TO: Dave Ruller  
Kathy Coleman  
FROM: Jim Bowling *Job*  
DATE: 10/9/2024  
RE: OPWC – Resolutions of Intent

The Service Department is requesting the attached Resolutions of Intent be passed separately by City Council. The Ohio Public Works Commission (OPWC) is requiring council approved resolutions of intent for any project that a community wishes to be reimbursed from OPWC awarded no-interest loans for eligible project expenses. This is a new OPWC requirement and the two projects we are requesting resolutions for were approved by City Council in ordinance #2023-043. The projects are the 500k and 400k Water Tank Rehabilitation and the WRF Primary Clarifier #1 Rehabilitation.

We appreciate council's consideration of the above request.

C: Melanie Baker  
Hope Jones  
Sandy Lance  
Cori Wimer  
Cathy Wilson

## RESOLUTION OF INTENT

A RESOLUTION DECLARING THE OFFICIAL INTENT AND REASONABLE EXPECTATION OF THE CITY OF KENT ON BEHALF OF THE STATE OF OHIO (THE BORROWER) TO REIMBURSE ITS 201 WATER FUND FOR THE CG27AB / CG28AB, ELEVATED & GROUND WATER STORAGE TANKS REHABILITATION WITH THE PROCEEDS OF TAX EXEMPT DEBT OF THE STATE OF OHIO.

BE IT RESOLVED by the City of Kent on behalf of the State of Ohio that:

- Section 1. The City of Kent reasonably expects to receive a reimbursement for the Project named Elevated & Ground Water Storage Tanks Rehabilitation as set forth in Appendix A of the Project Agreement with the proceeds of bonds to be issued by the State of Ohio.
- Section 2. The maximum aggregate principal amount of bonds, other than for costs of issuance, expected to be issued by the State of Ohio for reimbursement to the local subdivision is \$542,800.00.
- Section 3. The Fiscal Officer of the City of Kent is hereby directed to file a copy of this Resolution with the City of Kent for the inspection and examination of all persons interested therein and to deliver a copy of this Resolution to the Ohio Public Works Commission
- Section 4. The City of Kent finds and determines that all formal actions of this City concerning and relating to the adoption of this Resolution were taken in an open meeting of the City of Kent and that all deliberations of this City and any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements
- Section 5. This Resolution shall be in full force and effect from and immediately upon its adoption.

Upon roll call on the adoption of the resolution, the vote was as follows:

Resolution adopted: \_\_\_\_\_, 20\_\_

The foregoing is a true and correct excerpt from the minutes of the meeting on \_\_\_\_\_, 20\_\_ of the City of Kent showing the adoption of the resolution herein above set forth.

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Rhonda Hall