

**RESOLUTION 19-2020**

**A RESOLUTION AUTHORIZING AND DIRECTING THE VILLAGE ADMINISTRATOR TO ENTER INTO AN AGREEMENT WITH STEVEN M. DEMATTEO AND MELODYE L. JEWELL WITH RESPECT TO VILLAGE SEWER SERVICE AT 6775 SCIOTO-DARBY ROAD, COMMERCIAL POINT, OHIO.**

**WHEREAS**, the property owned by Steven M. DeMatteo and Melodye L. Jewell, located at 6775 Scioto-Darby Road, Commercial Point ("Property"), was annexed into the Village of Commercial Point in 2017; and

**WHEREAS**, at the time of the Property's annexation, the Village of Commercial Point mandated, at the time sewer service became available, the Property would be connected to the Village sewer service; and

**WHEREAS**, at the time of the annexation, the applicable tap fee was \$7,200; and

**WHEREAS**, the Village Council only recently, in February 2020, by operation of Ordinance 2020-01, raised the applicable tap fee to \$10,200; and

**WHEREAS**, Mr. DeMatteo and Ms. Jewell now desire to connect to the Village sewer service; and

**WHEREAS**, Mr. DeMatteo and Ms. Jewell have agreed to cover the costs of the installation of a residential lift station and a 2-inch force main sewer line in the Village right-of-way on the south side of West Scioto Street ,and the costs to connect to the Village's sewer system at an existing manhole on West Scioto Street.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF COMMERCIAL POINT, OHIO THAT:**

**Section 1.** The Village Administrator is hereby authorized and directed to enter into an agreement with Steven M. DeMatteo and Melodye L. Jewell to connect the Property to the Village sewer service and collect a tap fee of seven thousand two hundred dollars (\$7,200.00). In exchange, Mr. DeMatteo and Ms. Jewell will, at their own expense, install a residential lift station, a 2-inch force main sewer line in the Village right-of-way on the south side of West Scioto Street, and cover the costs to connect to the Village's sewer system at the existing manhole on West Scioto Street.

**Section 2.** Mr. DeMatteo and Ms. Jewell are hereby permitted to perform or effect all reasonable construction services necessary to install the above-mentioned lift station and sewer line, including permission to operate within the Village's right-of-way, subject to all applicable laws and regulations.

**Section 3.** Nothing in this Resolution shall be construed to alter any prior legislation with respect to Village water and sewer tap fees.

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

**Section 5.** This Resolution shall take effect and be in force from and after the earliest date allowed by law.

Vote on Suspension of Readings:

Motion by: Bruce Moore

2<sup>nd</sup>: Tracy Joiner

Roll Call:

Yes Bruce Moore

Yes Tracy Joiner

Yes Jason Thompson

Yes Aaron Grassel

Yes Ryan Mitchem

Yes Laura Wolfe

RESOLUTION 19-2020

Vote on Passage of the Resolution:

Motion by: Laura Wolfe

2<sup>nd</sup>: Bruce Moore

Roll Call:

Yes Bruce Moore

Yes Tracy Joiner

Yes Jason Thompson

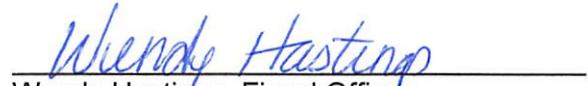
Yes Aaron Grassel

Yes Ryan Mitchem

Yes Laura Wolfe

Adopted this 6<sup>th</sup> day of July, 2020.

  
\_\_\_\_\_  
Allan D. Goldhardt, Mayor

  
\_\_\_\_\_  
Wendy Hastings, Fiscal Officer

Approved as to Form:

  
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Josh Cartee, Law Director