

**Village of Mantua, Ohio
RESOLUTION 2019-16**

A RESOLUTION AUTHORIZING THE MAYOR, ON BEHALF OF THE COUNCIL OF THE VILLAGE OF MANTUA, TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH THE PORTAGE COUNTY COMMISSIONERS TO FACILITATE DISCUSSION AND NEGOTIATIONS RELATING TO THE VILLAGE'S WATER AND WASTEWATER UTILITIES, AND DECLARING AN EMERGENCY.

WHEREAS, as authorized by Ordinance Numbers 2018-56 and 2018-57, the Village of Mantua initiated a competitive bid process, and issued a formal Request for Qualifications and Request for Proposal (“RFQ/RFP”), for the sale of its water and wastewater systems; and

WHEREAS, on April 9, 2019, the County submitted a Proposal and Statement of Qualifications for the purpose of merging the Village’s Water and Wastewater Utilities into the County Water and Wastewater Utilities; and

WHEREAS, the County's proposal was the only proposal received which was responsive to the Village's RFQ/RFP; and

WHEREAS, upon review of the County’s submission, the Village wishes to further discuss the details of a merger; and

WHEREAS, the County has proposed a Memorandum of Understanding in order to facilitate these discussions.

NOW THEREFORE BE IT RESOLVED by the Council of the Village of Mantua, two-thirds or more of the members elected thereto concurring, that:

SECTION 1. The Mayor of the Village of Mantua is hereby authorized to execute a Memorandum of Understanding with the Portage County Commissioners, as set forth in “Exhibit A”, attached hereto and incorporated herein by reference.

SECTION 2. 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 any of its Committees that resulted 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 3. This Resolution is hereby declared to be an emergency measure, in order to facilitate discussion with Portage County regarding the Village's Water and Wastewater utilities, and for that reason this Resolution shall take effect immediately upon proper passage by the Mantua Village Council.

PASSED AS EMERGENCY, this 16th day of April, 2019.

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Attest:

Linda Clark, Mayor

Jenny August, Clerk of Council

I hereby certify that this Resolution was duly published by public posting at pre-designated posting places in the Village of Mantua on the ____ day of April, 2019.

Jenny August, Clerk of Council

Approved as to legal form:

Michele Stuck, Solicitor

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“Exhibit A”

Memorandum of Understanding

**Portage County Board of Commissioners
And
Village of Mantua**

This Memorandum of Understanding is between the Portage County Board of Commissioners, hereinafter referred to as the County, and the Village of Mantua, hereinafter referred to as the Village.

The County and Village hereby recognize that the County on April 9, 2019 submitted a Proposal and Statement of Qualifications for the purpose of merging the Village’s Water and Wastewater Utilities into the County Water and Wastewater Utilities. The Village has reviewed the County’s submission and wishes to further discuss the details of a merger.

The County and Village recognize the cost of the merger on the Village customers and agree that jointly they should investigate funding options to the fullest extent possible.

The Village commits to the County and the County commits to the Village to negotiate with each other to a conclusion that is mutually beneficial to both.

The County and Village agree that this Memorandum of Understanding terminates on or before July 31, 2019.

The County and Village agree to meet at minimum biweekly to negotiate necessary details until agreement is reached or impasse is determined.

Portage County Commissioners

Village of Mantua
