

A RESOLUTION AUTHORIZING THE MAYOR AND THE FINANCE DIRECTOR TO ENTER INTO AN AGREEMENT WITH THE REVERE LOCAL SCHOOL DISTRICT TO EXTEND SEWERS ON EVERETT ROAD

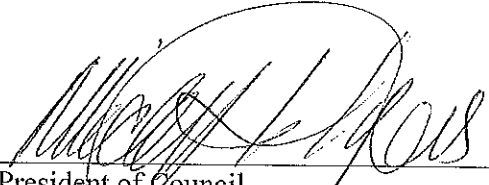
BE IT RESOLVED, by the Council of the Village of Richfield, State of Ohio:

SECTION 1. That the Mayor and the Finance Director be, and they hereby are, authorized and directed to enter into an agreement with the Revere Local School District to provide sanitary sewers on Everett Road to a new bus garage facility on the Board's property, a copy of which agreement is on file in the office of the Director of Public Service and is incorporated herein fully as if by reference.


SECTION 2. 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 or subcommittees 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 shall take effect and be in force from and after the earliest period allowed by law.

Passed: 8-7-18

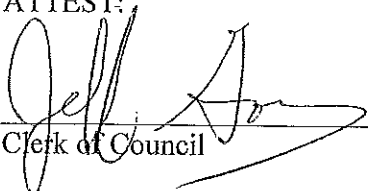


President of Council

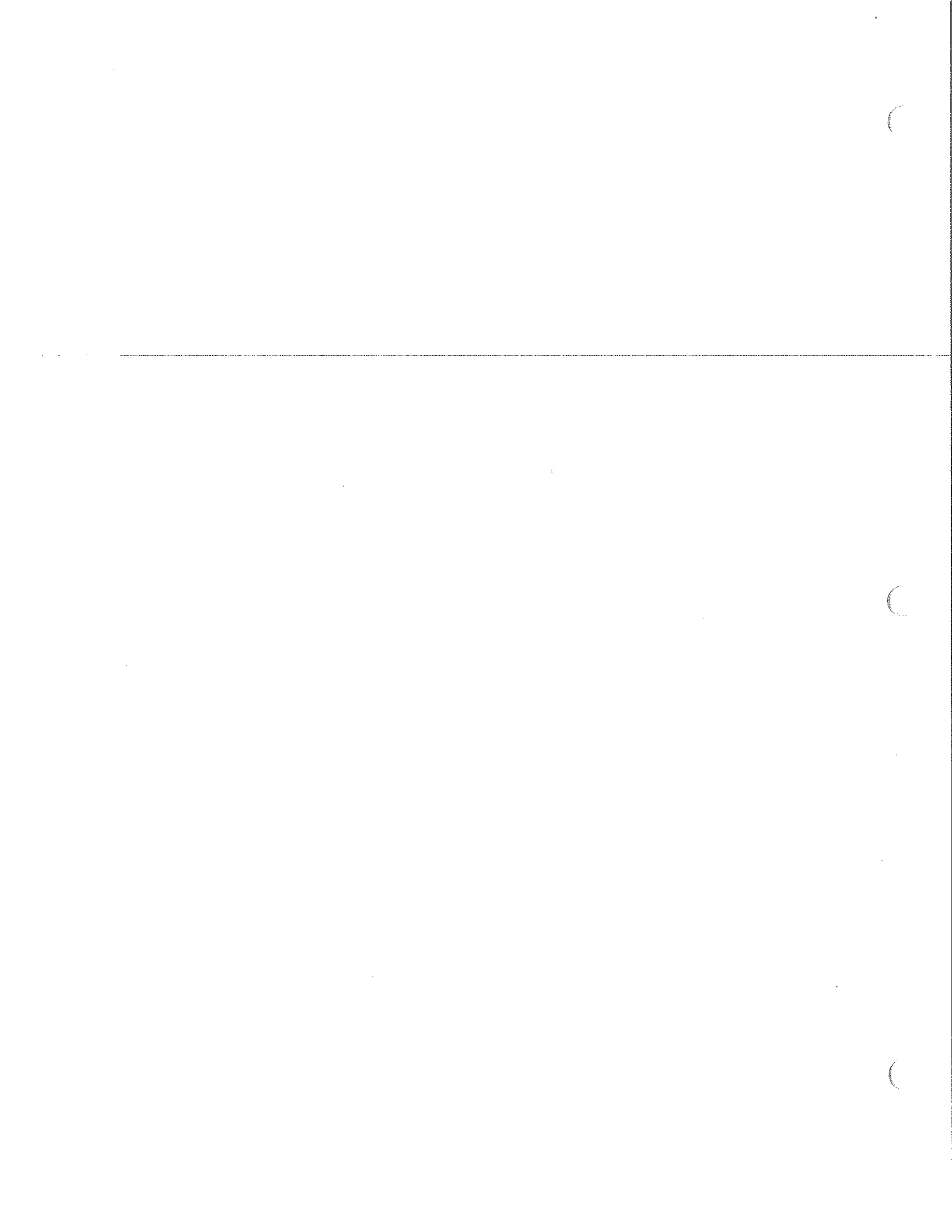


Mayor

Dated: 8-7-18

ATTEST:


Clerk of Council



AGREEMENT

THIS AGREEMENT, made this 28th day of JANUARY, 2019, by and between the VILLAGE OF RICHFIELD, 4410 West Streetsboro Road, P.O. Box 387, Richfield, Ohio 44286-0387 (the "Village") and the BOARD OF EDUCATION (the "Board") of the REVERE LOCAL SCHOOL DISTRICT, 3946 Everett Road, P.O. Box 340, Bath, Ohio 44210-0340 (the "School District").

WHEREAS, the central campus of the School District is located at 3496 Everett Road; and

WHEREAS, the Village has previously agreed with the Board to extend sewers to the School District's central campus as authorized by Resolution No. 10-1997; and

WHEREAS, the School District is interested in extending the sanitary sewer system approximately two hundred (200) feet to service a bus garage facility to be constructed at 3622 Everett Road in Bath Township; and

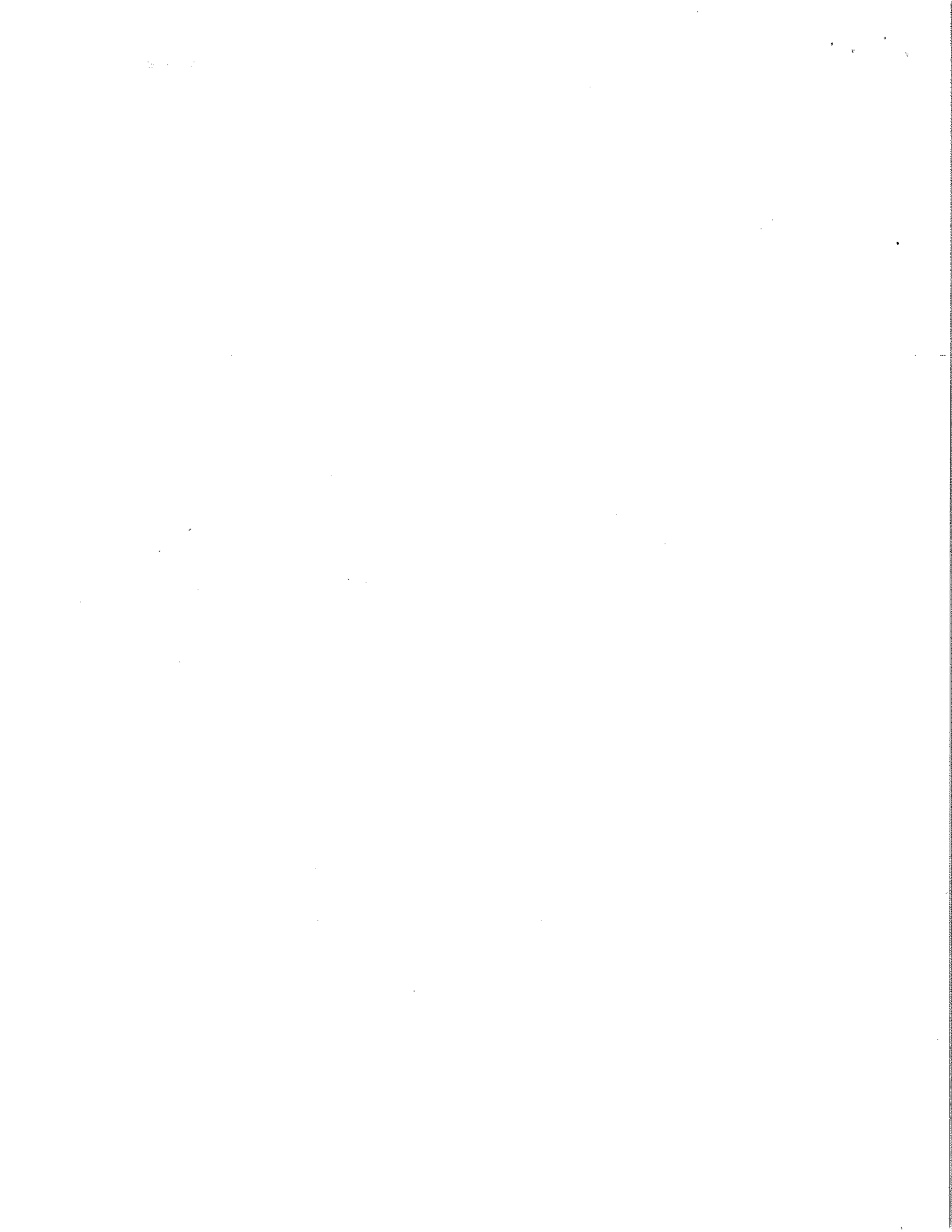
WHEREAS, the sanitary sewer system of the Village has sufficient capacity to accommodate service from the new bus garage facility.

NOW, THEREFORE, IT IS HEREBY AGREED between the Village and the Board as follows:

1. The Board will provide and pay, at its cost, for the necessary engineering services to construct a sewer line extension down Everett Road to a location on Everett Road where a tie-in for the bus garage may be accessible.

2. Upon completion of plans for the improvements, the Board shall submit them to the Village for approval. The Village shall approve the plans within 30 days after its receipt of them, unless the Village has one or more objections. In the event that the Village asserts an objection to the plans, the parties shall meet promptly to resolve each objection. The plans shall

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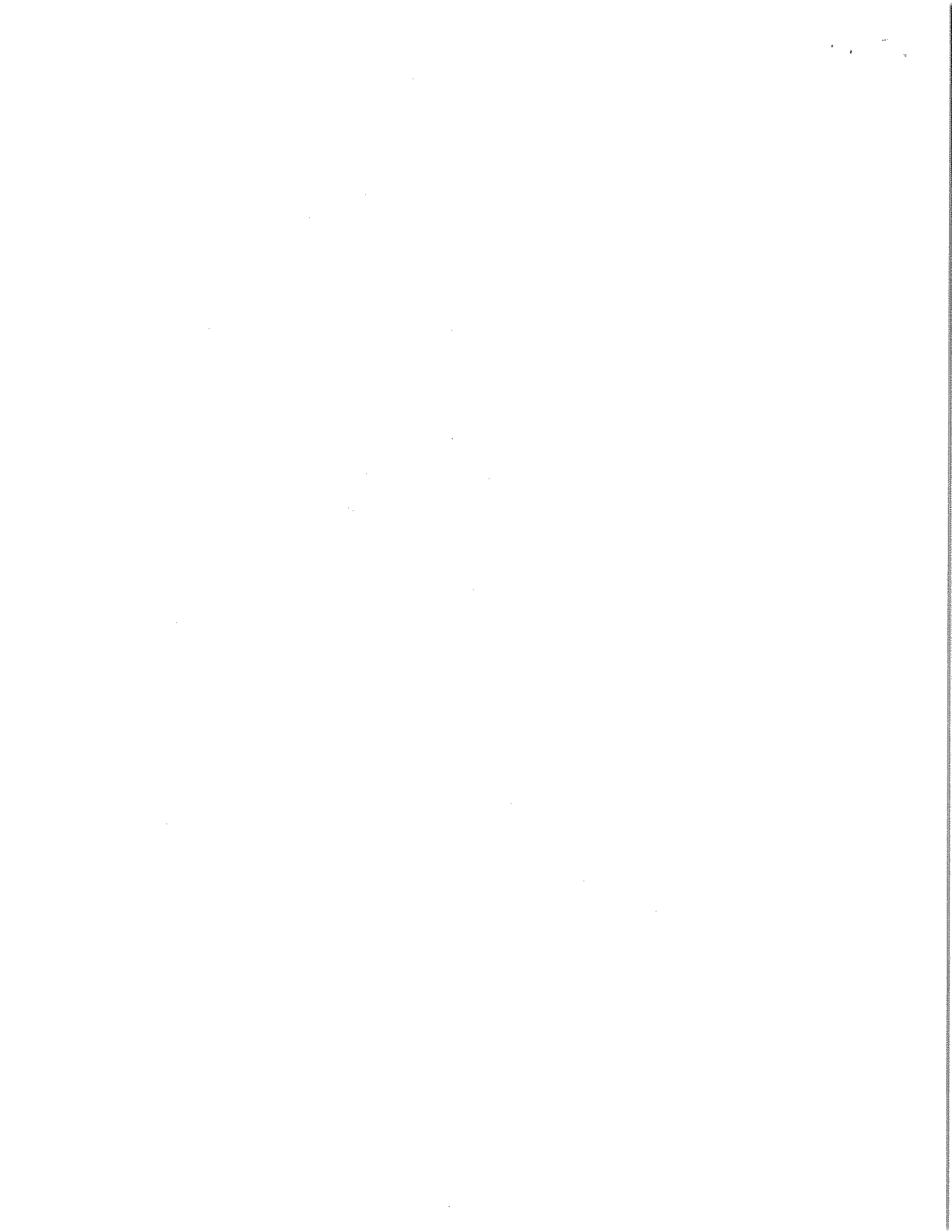


be revised promptly by the Board, if necessary, to reflect the agreement of the parties as to the disposition of each objection. Following the Village's approval of the revised plans prepared by the Board, the Board will, at its sole expense, construct a sanitary sewer line down Everett Road in accordance with the approved revised engineering plans. If the parties are unable to agree as to the disposition of any Village objection to the plans, the Board may elect to terminate this Agreement.

3. The Board will, at its expense, construct all necessary connections to the system in accordance with the approved plans. Prior to connecting to the system, the Board will pay the necessary fees and tap-in fees as required by Ordinance No. 5-1991. The Village thereafter will provide treatment of effluent from the Board's property and make the Village's sanitary sewage treatment available.

4. It is understood and agreed that the fact that a portion of the facilities is located in Bath Township shall not be deemed a waiver of the Village's policy to not extend sanitary sewers outside of the Village as set forth in Resolution No. 38-1989 and Ordinance No. 5-1991. No other tie-ins shall be allowed to the sanitary sewer from facilities in Bath Township without the express written consent of the Village, which written consent shall first be authorized by a Resolution adopted by the Village Council.

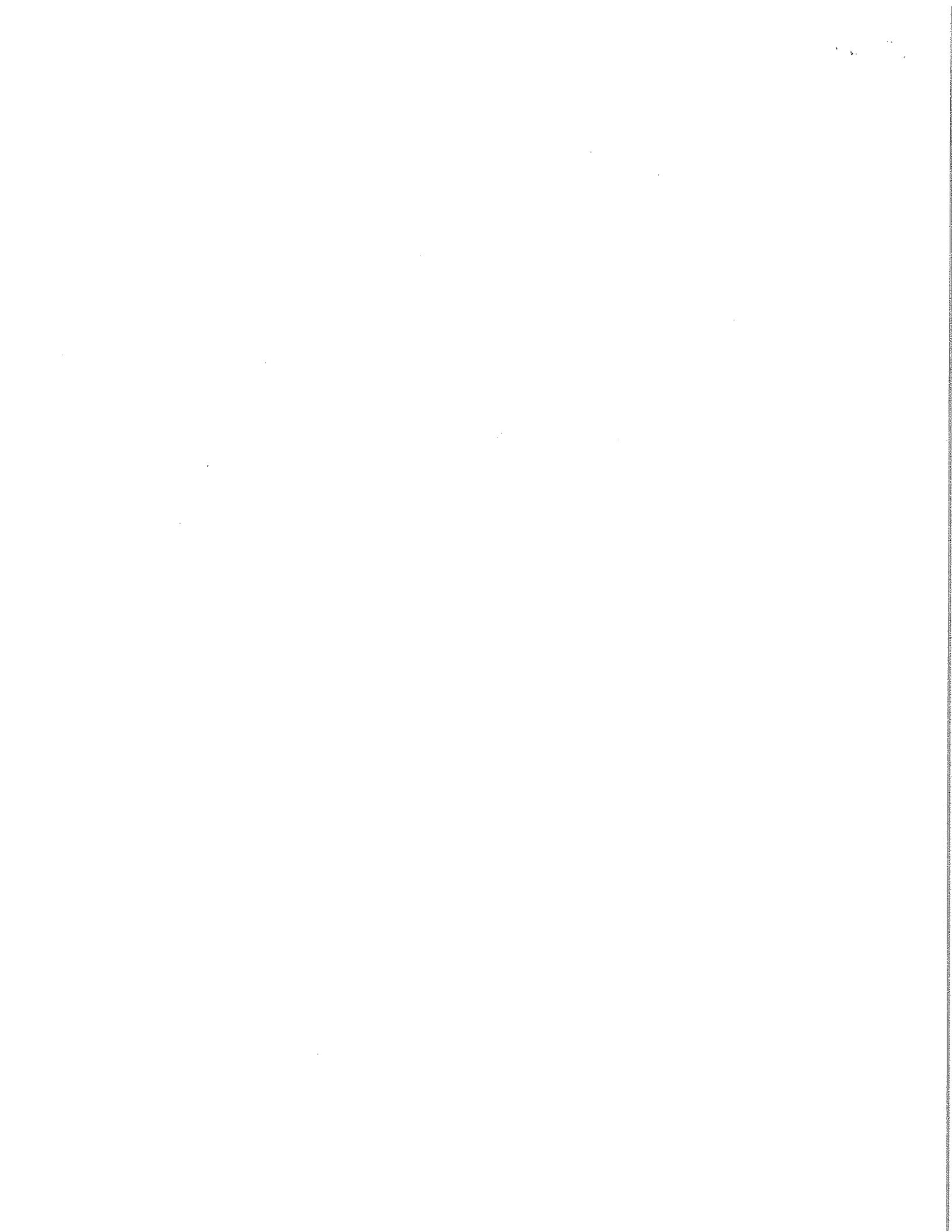
5. The Board shall be responsible to pay all engineering, construction and restoration costs associated with the sewer extension. In the future, the Village will provide all necessary maintenance to the sewer and sewer line except that the Board will provide maintenance for all parts of the sewer line located on Board property starting from the point where the Board's sewer line connects to the Village sewer, including the sewer connections between School District buildings.



6. For future treatment of the effluent from the Board's property including the new bus garage facility, the Board shall pay the then applicable residential user fee as established in accordance with Ordinance No. 5-1991, as amended. The Board further agrees that all buildings tied in to the sanitary sewer will be metered.

7. This Agreement contains all agreements between the parties concerning this extension and may not be amended unless the amendment is in writing and approved by the Board and the Council of the Village.

[SIGNATURES FOLLOW ON NEXT PAGE]



IN WITNESS WHEREOF, the parties have set their hands and seals this 28th day of

JANUARY, 2019.

Witness:

Abbie B. Wood Rogers
Richard D. J.

VILLAGE OF RICHFIELD

By: Bobbie Beshara
Bobbie Beshara, Mayor

And: Sandy Turk
Sandy Turk, Finance Director

Witness:

Richard A. Berdine
Am. G. D.

BOARD OF EDUCATION OF THE
REVERE LOCAL SCHOOL DISTRICT

By: Richard A. Berdine
Name: Richard A. Berdine
Its: Treasurer

APPROVED AS TO LEGAL FORM AND
CORRECTNESS:

William R. Hanna
William R. Hanna
Law Director, Village of Richfield

[Signature]
Attorney for Board of Education of the
Revere Local School District

