

**A RESOLUTION / AN ORDINANCE AUTHORIZING MAYOR JOE INSKEEP AND FISCAL OFFICER CARMEN WHITE TO APPLY FOR, ACCEPT, AND ENTER INTO A COOPERATIVE AGREEMENT BETWEEN THE VILLAGE OF NEW HOLLAND AND THE OHIO WATER DEVELOPMENT AUTHORITY FOR THE REFINANCING OF
USDA 91-03 THE PROCEEDS OF WHICH WERE USED FOR THE PURPOSE OF WATER SYSTEM IMPROVEMENT,
USDA 91-05 THE PROCEEDS OF WHICH WERE USED FOR THE PURPOSE OF BUILDING THE WATER TOWER, AND
USDA 91-07 THE PROCEEDS OF WHICH WERE USED FOR THE PURPOSE OF BUILDING THE WATER TOWER. AND DECLARING AN EMERGENCY.**

WHEREAS, the VILLAGE OF NEW HOLLAND (hereinafter referred to as the “LGA”) desires to refinance all or a portion of USDA 91-03, USDA 91-05, AND USDA 91-07 (the “Refunded Debt”) the proceeds of which were used for the purpose of Water System Improvement and Building the Water Tower, and

WHEREAS, the LGA desires to obtain a loan from the Ohio Water Development Authority (hereinafter referred to as the “OWDA”) to refinance the Refunded Debt on the terms set forth in the Cooperative Agreement (defined below) (the “Refinancing”); and

WHEREAS, the OWDA has indicated its willingness to make a loan for that purpose and on those terms;

NOW, THEREFORE, BE IT ORDAINED by the Village Council of the Pickaway County, Ohio:

Section 1. That the LGA hereby approves the Refinancing in cooperation with the OWDA under the provisions, terms and conditions set forth in the “Cooperative Agreement for the Refinancing of a State Water or Wastewater Project” as set forth in Exhibit A attached hereto (the “Cooperative Agreement”) and hereby authorizes the Chief Executive Officer and the Chief Fiscal Officer of the LGA to execute the Cooperative Agreement with the OWDA substantially in the form set forth and attached hereto in/as Exhibit A.

Section 2. That the LGA hereby approves the redemption or pre-payment of the Refunded Debt, and hereby authorizes the Mayor and the Chief Fiscal Officer to designate the date on which such redemption or pre-payment is to occur.

Section 3. That it is found and determined that all formal actions of this *Village Council* concerning and relating to the passage of this resolution/ordinance were passed in an open meeting of this Village Council, and that all deliberations of this Village 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 including Section 121.22 of the Ohio Revised Code.

Section 4. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, and safety of said Village Of New Holland for the reason that the Refinancing at the earliest possible time is necessary in order to protect the health of the inhabitants of the LGA by providing better financial terms for the Village Of New Holland thereby providing [the ability to pay for additional necessary infrastructure improvements or relieving financial strains on rate payers/preserving the Village Of New Holland credit; wherefore, this ordinance shall be in full force and effect from and immediately after its passage.

Motion to suspend the readings made by Greg Shaw and seconded by Jimmy Thompson

Council Vote’s Recorded: Yea 6 Nay 0 Abstain 0

Motion to Pass the Resolution R27 made by Greg Shaw and seconded by Zachary Fisk

PASSED AND ADOPTED BY THE COUNCIL OF THE VILLAGE OF NEW HOLLAND, OHIO, ON THIS 12th day of October, 2021.

Troy Hupp Y / N / A

Danny Kirkpatrick Y / N / A

Greg Shaw Y / N / A

Jimmy Thompson Y / N / A

Floyd Woolever Y / N / A

Zachary Fisk Y / N / A

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

Council Votes Recorded: Yea 6 Nay 0 Abstain 0

ATTEST

VILLAGE OF NEW HOLLAND,
PICKAWAY COUNTY, OHIO

BY _____
Mayor

BY _____
Fiscal Officer

I the undersigned, Clerk of the Council of the Village of New Holland, Ohio, do hereby certify that publication of this Ordinance / Resolution was duly made by posting of a summary thereof at five public places in said municipality, as determined by the Council, each for the period of fifteen days, commencing on the 13th day of October, 2021. A complete text of the Resolution may be obtained or viewed at the office of the Fiscal Officer of Village of New Holland.

Clerk of the Council of the Village of New Holland, Oh.