

RESOLUTION NO. 1

DATE Mar. 20 - 59

RESOLUTION OF INTENT TO ENTER INTO AN AGREEMENT WITH THE BOARD OF COUNTY COMMISSIONERS OF MONTGOMERY COUNTY, OHIO, FOR THE CONSTRUCTION OF INCINERATORS TO SERVE THE MONTGOMERY COUNTY AREA.

WHEREAS, The Board of County Commissioners of Montgomery County, Ohio, have proposed the construction of three (3) or more incinerators to serve the Montgomery County Area, inclusive of municipalities; and

WHEREAS, said plan embodies the furnishing of incinerator facilities without collection, leaving to municipalities and private haulers the right to contract with the County for the burning of said refuse; and

WHEREAS, the County has established the garbage disposal district as being the unincorporated area of the County with the right of incorporated areas to contract with the County for disposal; and

WHEREAS, The County does desire to furnish said service, area-wide, for uniformity of operation and by reason of the necessity of the public's health, safety and welfare; and

WHEREAS, the County has on several occasions met with the Mayors, Clerks, Township Trustees and administrative personnel of the municipalities and

WHEREAS, the Mayors and City Manager Association unanimously agreed to participate in this incinerator program; and

WHEREAS, it was further agreed that each municipality and township would submit said program to its council or legislative body for adoption by resolution.

NOW, THEREFORE, BE IT RESOLVED:

SECTION I. That the Council (Commission, Board of Trustees) by reason of the public necessity and the public health, safety and welfare, hereby agree and do express themselves in favor of entering into an agreement with the Board of County Commissioners upon such terms and conditions as are mutually agreeable to both parties and for such period of time as necessary by reason of financing of said incinerators and reserving the right to said city (village, township) to negotiate said contract on the first anniversary date of said contract.

BE IT FURTHER RESOLVED:

SECTION II. That said resolution is necessary by reason of the requirements of issuing financing to advise the County of the intent of this city (village, township).

Mr. Neubauer moved the adoption of the foregoing resolution. Upon call of the roll the following vote resulted:

Mr. Arnold, aye; Mr. Neal, aye; Mr. Cramer, aye; Mr. Broadus, aye; Mr. \_\_\_\_\_, \_\_\_\_\_; Mr. \_\_\_\_\_, \_\_\_\_\_. Motion \_\_\_\_\_.

APPROVED:

Oliver Jackson  
Mayor

Attested to:

Kenneth E. Poff  
Clerk of Council

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President of Council