

**VILLAGE OF BUCKEYE LAKE, OHIO
ORDINANCE NUMBER 2021-16**

AN ORDINANCE AUTHORIZING AN ADDENDUM AND AMENDMENT TO WATER CONTRACT WITH VILLAGE OF MILLERSPORT FOR PURCHASE OF BULK WATER.

WHEREAS, the Village of Millersport, Ohio and the Village of Buckeye Lake, Ohio entered into an agreement with the date of May 14, 2008 whereby the Village of Millersport, Ohio shall provide water to the Village of Buckeye Lake.

WHEREAS, the current contract is set to expire on May 13, 2028 and it is the desire of both entities to extend expiration date and amend certain sections of the contract.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF BUCKEYE LAKE, LICKING COUNTY, STATE OF OHIO, that

SECTION I: Term. The term of said contract is hereby amended and extended to run through midnight of May 13, 2038.

SECTION II: Joint Venture. Section 3 of said contract is hereby amended to allow by agreement of both Villages, joint ventures between the two Villages to provide water services to currently unserved areas in either Licking County or Fairfield County, under circumstances where the costs of construction would be borne equally between the two Villages and the profits would be shared equally by the two Villages.

SECTION III: Water Supply. Section 4 of said contract is hereby amended to allow an exception for future emergency interconnects to other systems for emergency supply of potable water, as outlined in an approved emergency supply agreement between all parties involved.

SECTION IV: Water rates. The Village of Millersport will not raise “bulk” water rates in 2021 and 2022. The Village of Buckeye Lake shall not raise water rates higher than are currently established for 2021 and 2022.

SECTION V: Mutual Agreements. The Village of Millersport and Village of Buckeye Lake will mutually determine the “bulk” water rate increases for the following years: 2023, 2024, 2025, 2026 and 2027. The Village of Millersport and Buckeye Lake will meet in 2027 to set “bulk” water rates for the next five years for the duration of the contract. The Village of Millersport and Village of Buckeye Lake agree that water rates affecting the operational funds will not increase more than 2.5% in any given year.

SECTION VI: Addendum to and Amendment of contract is attached as exhibit A.

SECTION VII: This ordinance shall take effect and be in force at the earliest date allowed by law.

ADOPTED this 24th day of May, 2021

ATTEST: Samantha Torres John Geiger
Samantha Torres, Clerk of Council John Geiger, President of Council

Date filed with Mayor: 5/24, 2021

Date approved by Mayor: 5/24, 2021
Peggy A. Wells
Peggy A. Wells, Mayor