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RESOLUTION 2017-03

The Board of Trustees of Miami Township, Clermont County, Ohio met in regular session at the Miami Township Civic Center on January 17, 2017 with the following members present: Ken Tracy, Mary Makley Wolff and Karl Schultz.

__MS. WOLFF__ made a motion to adopt the following Resolution:

RESOLUTION PROVIDING FOR THE PROCUREMENT OF A STREET LIGHTING SYSTEM FOR MILLS OF MIAMI, DISPENSING WITH THE SECOND READING AND DECLARING AN EMERGENCY

WHEREAS, the Board of Trustees ("Board") has previously adopted a Resolution establishing a street lighting system for the Lighting District known as **Mills of Miami**; and

WHEREAS, the Board has determined the need to renew a contract for a street lighting system for the above referenced Lighting District as authorized by Section 515.081 of the Ohio Revised Code; and

WHEREAS, the Board finds that the existing street lighting contract has expired or will expire and the cost of a new contract will not exceed $25,000 so competitive bidding is not required.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Miami Township, Clermont County, Ohio by authority of Section 515.081 of the Ohio Revised Code, as follows:

SECTION 1: That the public welfare and safety requires that the contract for a street lighting district known as **Mills of Miami** be renewed.

SECTION 2: That Duke Energy be and is hereby authorized and directed to furnish and maintain the street lighting system.

SECTION 3: That said street lighting system as well as the purchase of the electrical energy for said system shall be in accordance with the terms and conditions of the Cinergy Corp. street lighting service tariff, P.U.C.O. No. 17, sheet No. 60.4, or any amendments or revisions thereof.

SECTION 4: That the cost and expenses of furnishing and maintaining such lights, and of the proceedings in relation thereto, shall continue to be paid from a fund raised by special assessments against the lots and lands in the district which are benefited by such lighting.

SECTION 5: That this Board hereby finds and determines that all formal actions relative to the passage of this Resolution were taken in an open meeting of this Board, and that all deliberations of this Board and of its Committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 6: The Board does hereby dispense with the requirement that this resolution be read on two separate days, pursuant to Section 504.10 of the Ohio Revised Code and authorizes the adoption of this Resolution upon its first reading.

SECTION 7: This Resolution is declared to be an emergency measure necessary for the preservation of the health, safety and well-being of the residents of the Township in order to provide lighting and regulate the activity described herein and protect residents.

SECTION 8: This Resolution shall take effect at the earliest period allowed by law.

First Reading: January 17, 2017
Second Reading: Dispensed with
Effective: January 17, 2017

MR. SCHULTZ seconded the motion to adopt the Resolution. On the roll call being called the vote resulted as follows:

Mr. Tracy	AYE
Ms. Wolff	AYE
Mr. Schultz	AYE

Resolution 2017-03 adopted January 17, 2017

ATTEST:

Eric C. Ferry, Fiscal Officer

APPROVED AS TO FORM:

Joseph J. Braun, Township Law Director

CERTIFICATION OF FUNDS

I hereby certify that at the time of making of this certification the amount required to meet the obligations set forth in this Resolution has been lawfully appropriated for such purpose and is in the treasury or in the process of collection to the credit of an appropriate fund free from any previous encumbrance.

Eric C. Ferry
Fiscal Officer, Miami Township

CERTIFICATION

I, Eric C. Ferry, Fiscal Officer of Miami Township, Clermont County, Ohio, do hereby certify that the foregoing is a true and correct copy of Resolution 2017-03 duly passed by the Board of Trustees of Miami Township, Clermont County, Ohio on the 17th day of January 2017, and do hereby further certify that the amount required to meet the obligation imposed by this Resolution has been lawfully appropriated for such purpose, and is in the treasury or in the process of collection to the credit of an appropriate fund free from any previous encumbrances.

Eric C Ferry

Eric C. Ferry, Fiscal Officer