

By: ~~Mark R. Masser~~ Ed W. Morrison

An Ordinance to authorize the Mayor and Auditor to sign a letter agreement settling a dispute with the City of Columbus regarding certain water and sewer charges, to appropriate \$25,000 from the Water Fund and \$50,000 from the Sewer Fund for the purpose of making payments thereon during calendar year 1998 and to declare an emergency.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BEXLEY, OHIO:

Section 1. That the Mayor and Auditor are hereby authorized and directed to execute a letter agreement between the City and the City of Columbus in settling the dispute regarding water and sewer charges for the period January 3, 1995 through July 1, 1996.

Section 2. That \$25,000 is hereby appropriated from the Water Fund and \$50,000 is hereby appropriated from the Sewer Fund for the purpose of making payments pursuant to the letter agreement during the remainder of calendar year 1998.

Section 3. That this Ordinance is an emergency measure necessary for the immediate preservation of the public peace, health and safety, said emergency being the need to finalize settlement of the dispute in order to assure continued water and sewer service from the City of Columbus, and shall go into effect upon its passage and approval by the Mayor.

Passed: June 9, 1998

[Signature]
President of Council

Attest: Richard A. Levin
Clerk of Council

Approved: 6/9, 1998

[Signature]
David H. Madison, Mayor

*June 9, 1998, passed
and adopt*

06/15/98 10:10 AM P. 01-2311404 COLS DIV OF WATER UTI 070 0111

City of Bexley, Ohio

2242 East Main Street, 43209
614-286-8694 Fax 286-5420

City Council

David H. Madison, Mayor

Jeffrey L. McClelland, President
Mark R. Mosser
Jed W. Morrison
Anne H. Porter
William J. Schartensteh
Rick J. Shapiro
Richard F. Weber
James H. Gross, City Attorney
Richard A. Levin, Auditor

June 15, 1998

City of Columbus
Department of Public Utilities
910 Dublin Road
Columbus, OH 43215-9052

Attention: John R. Doult, P.E. Administrator

Dear Mr. Doult:

This letter sets forth the understanding agreement between the City of Bexley and the City of Columbus with respect to the dispute over water and sewer charges for the period January 3, 1995 to July 1, 1996. In full and complete settlement of all sums claimed to be due, the parties have agreed to a payment of \$500,000 payable in quarterly installments of \$25,000 per quarter commencing in June 1998. Installments made during the period June 1998 through March 2000 shall be without interest. Commencing with the quarterly payment due in June 2000, the quarterly installments shall include interest on the unpaid balance at a rate of 6% per annum. The entire amount of principal and interest due by the City of Bexley to the City of Columbus shall be paid in full on or before March 31, 2003.

If the arrangements outlined above are acceptable to you, please indicate your consent by signing a copy of this letter in the space indicated below and return it to the undersigned.


Very truly yours,

David H. Madison, Mayor

Richard A. Levin, Auditor

Agreed and accepted this 18 day of June,
1998.

City of Columbus

By: 
John R. Doult, P.E.
Administrator