

RECORD OF RESOLUTIONS

Dayton Legal Blank, Inc., Form No. 30045

Resolution No. 2019-11

Passed August 14

269
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**A RESOLUTION AUTHORIZING THE MAYOR AND FISCAL OFFICER TO EXECUTE
AN AGREEMENT WITH WALNUT TOWNSHIP BOARD OF TRUSTEES AND
DECLARING AN EMERGENCY**

WHEREAS, the Village of Thurston wishes to purchase de-icing salt from Walnut Township Board of Trustees; and

WHEREAS, the proposed Contract upon execution will serve the health, safety and welfare needs of the Village;

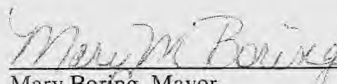
NOW, THEREFORE, BE IT RESOLVED by the Council for the Village of Thurston, Ohio that

SECTION 1: The Mayor and Fiscal Officer are hereby authorized and directed to execute and enter into an Agreement with the Walnut Township Board of Trustees, in substantially the same format and content, as the document attached hereto as Exhibit "A" and incorporated herein by reference, on behalf of the Village of Thurston.

SECTION 2: It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of Council and that all deliberations of the Council and any of the decision making bodies of the Village of Thurston which resulted in such formal actions were in meetings open to the public in compliance with all legal requirements of the State of Ohio.

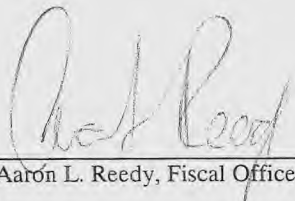
SECTION 3: Council declares this to be an emergency measure immediately necessary for the preservation of the public peace, health, and safety of this municipality. Wherefore, provided this Resolution receives the required affirmative votes of Council, this Resolution shall take effect and be in force immediately upon passage by Council and approval by the Mayor.

Passed in Council this 14th day of August, 2019.



Mary Borjg, Mayor

ATTEST:



Aaron L. Reedy, Fiscal Officer

WALNUT Township

Fairfield County, Ohio

Walnut Township Trustees
11420 Millersport Rd. NE
Millersport, OH 43046

June 4, 2019

Mayor Mary Boring
Village of Thurston
2215 Main St.
Thurston, Ohio 43157

Dear Mayor Boring:

Please find attached proposed contract for supplying de-icing salt to the Village 2019 - 2020 winter season.

For costing purposes:

- We now have 700 tons in storage now, purchase price \$80.95/ton
- After 1/1/2020 we must purchase 500 tons at \$83.95/ton and take up to 110% of that amount at the same price. Anything that exceeds 110% must be purchased at the market price.
- We continue our past practice of not charging salt storage or loading fees.

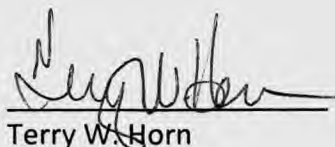
The cost of salt will be billed as salt is removed from the barn, starting with the 700 tons on – hand followed by the new contract cost of \$83.95.

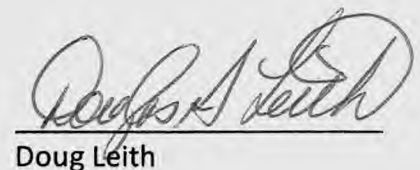
If you have any questions regarding this contract, please let us know. Please direct operational and salt pickup and loading questions to Mr. Tim Morris

Sincerely,

Walnut Township Trustees


Bill Yates


Terry W. Horn


Doug Leith

Please return one signed copy of the contract to our office to the attention Of Fiscal Officer Jane Baker.

Trustees: Terry Horn ▪ Doug Leith ▪ Bill Yates **Fiscal Officer:** Jane Baker
Phone ▪ 740-467-2420 **Fax** ▪ 740-994-5182 **Email** ▪ contact@walnuttp.com **Web** ▪ www.walnuttp.com

**CONTRACT BETWEEN
BOARD OF TRUSTEES OF WALNUT TOWNSHIP
AND THE VILLAGE THURSTON TO PROVIDE DE-ICING SALT: 2015-16**

The board of trustees of Walnut Township does hereby agree to furnish, subject to reasonable availability of time and materials to the township and the needs of Walnut Township, such amount of salt and plowing of said streets as may be requested by the Village of Thurston, a political sub-division of the State of Ohio, upon such terms and conditions as the legislative authority of the village of Thurston and the Board of Trustees. Snow removal for the Village will coincide with the Township's regular snow removal schedule as weather conditions dictate.

The parties hereto agree that Walnut Township shall in no way be liable for any failure to furnish salt or failure to plow said streets for the Village of Thurston: however, any traffic violations and/or accidents resulting from negligence of any of the agents or employees of Walnut Township shall be the sole responsibility of the agent(s), or employee(s) of Walnut Township, and for any willful acts by any agent(s) or employee(s) of Walnut Township, agent(s) or employee(s) and Walnut Township shall be solely Liable.

The Village of Thurston will be billed monthly at Walnut Township's cost. This includes salt, labor, equipment and fuel. Salt will be at the purchase price, labor will be at employees cost, and equipment will be at the rates established by the Ohio Department of Transportation.

The Village of Thurston assumes all liability for any damage that might occur during snow plowing and salting of streets in the Village of Thurston, except vehicular accidents involving agents of Walnut Township in which they are negligent by violating any vehicular or traffic code, and excepting any willful acts by any agents or employees of Walnut Township in which case agent(s) or employee(s) of Walnut Township shall be Solely liable.

**VILLAGE OF THURSTON
FAIRFIELD COUNTY, OHIO**

BY: Mary M Boring
Mayor

BY: [Signature]
Clerk Treasure

Date Signed: 8-14-19

TOWNSHIP OF WALNUT

BY: [Signature]
Bill Yates, Trustee

BY: [Signature]
Doug Leith, Trustee

BY: [Signature]
Terry Horn, Trustee

Date Signed: 6/11/2019