

REQUESTED BY: CITY MANAGER, BILL KOCHER

DATE OF FIRST READING: 7-21-2020 WAIVE RULES? YES NO
FINAL ACTION DATE: 8-18-2020 VOTE: YES NO

SUSPENSION OF TWO READING RULE:

YES	NO
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ADOPTION OF ORDINANCE:

YES	NO
<input checked="" type="checkbox"/>	<u> </u>
<u>ABSENT</u>	<u> </u>
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DENISE LINGO
 JENNIFER MOODY
 ROBERT PARSONS
 JUDY PETERSEN
 JOE ROETTING
 KISHA DOSA
 CORDEL GEORGE
 TOTALS

ORDINANCE NO. 20-1914

ORDINANCE ASSESSING COSTS FOR THE REPLACEMENT OF PRIVATE LEAD SERVICE LINES AND DECLARING AN EMERGENCY

WHEREAS, the Greater Cincinnati Water Works ("GCWW") provides private residential water service to all residences and to commercial establishments in the City of Mt. Healthy;

WHEREAS, GCWW and the City of Mt. Healthy are desirous of eliminating lead service lines used for providing residential and commercial water service within the City;

WHEREAS, GCWW has adopted a program for eliminating lead service lines under the care and control of GCWW;

WHEREAS, GCWW has started a "lead service lines replacement program;"

WHEREAS, as part of the GCWW line replacement program, the private lead service lines servicing residences and/or commercial establishments in the City of Mt. Healthy and under the control of the property owners may be replaced as part of the program;

WHEREAS, GCWW, as part of its line replacement program, is willing to share in a portion of the cost of replacing the private lead service lines with the City of Mt. Healthy, sharing said cost with the appropriate property owner;

WHEREAS, the City of Mt. Healthy has entered into an "Assessment Agreement" on August 15, 2018 providing for the replacement, in certain areas of the City, of GCWW lead service lines and providing for the cost-sharing of the private lead service lines of property owners seeking to replace their private lines ;

WHEREAS, the Assessment Agreement provides the property owner with the option of paying for the property owner's share of the private lead service line replacement by virtue of an assessment against the real property in question over a period of up to 10 years;

WHEREAS, a number of real property locations within the City have chosen to have their private lead service lines replaced and to have the property owner's share of the cost for replacing said private lead service lines assessed against the real property over a period of up to 10 years;

NOW THEREFORE, BE IT ORDAINED, by the Council of the City of Mt. Healthy, State of Ohio, two-thirds of the members elected thereto concurring:

Section 1. The following amounts have been charged to the properties listed below (Exhibit A) representing the assessed amount for the property owner's share of the private lead service line replacement cost for those property owners who have elected replacement and assessment.

Section 2. The amounts listed in Section 1 above shall be certified to the County Auditor for collection as other taxes and assessments are collected.

Section 3. The clerk is hereby authorized to certify a copy of this ordinance to the Hamilton County Auditor.

Section 4. This ordinance is declared an emergency measure for the immediate preservation of the public peace, health and safety. The reason for the emergency is that immediate passage is necessary to meet the county's filing deadline for placing the amounts on the tax rolls for next year. This ordinance shall take effect and be in force immediately upon its passage by Council and approval by the Mayor.

Passed this 18 day of AUGUST, 2020.

Ron Bittus
President of Council

Attest: Madam B
Clerk of Council

Approved this 18 day of AUGUST, 2020.

[Signature]
Mayor

AFFIDAVIT

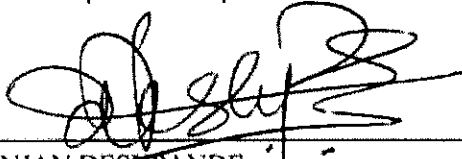
STATE OF OHIO)
)
COUNTY OF HAMILTON) ss:

Re: Certification of Lead Service Line Replacement costs (CMC 401-133 and -135 and ORC 729.06)

Now comes Niranjn Deshpande and after being duly cautioned and sworn, states that that the following is true and based upon his own knowledge and belief:

1. I am employed by the City of Cincinnati and served in the position of Interim Lead Program Manager of the Greater Cincinnati Water Works (GCWW) of the City of Cincinnati from August 25, 2019 to May 16, 2020.
2. Pursuant to the *Agreement* between Cincinnati and the City of Mt. Healthy ("Mt. Healthy") dated January 18, 2007 and the *Assessment Agreement* between Mt. Healthy and the Cincinnati effective September 7, 2018 (collectively, the "Agreements"), and Cincinnati Municipal Code (CMC) sections 401-133 and -135, Cincinnati, through GCWW, has the authority to notify property owners in the City of Mt. Healthy of in writing of the requirement to replace the private lead service line.
3. Exhibit A, attached hereto and incorporated herein by reference, contains a list of properties and their owners who were either served with notices to replace their private Lead Service Line or who waived such notice and who executed agreements with GCWW to replace the private lead service line on the property and for owner to pay its share of costs incurred by GCWW.
4. Pursuant to the Agreements and CMC 401-135, GCWW has completed the lead service line replacement work on the properties listed in Exhibit A (the "List") and billed the property owner for their share of the replacement costs. The due date on the bills for each of the listed properties has passed.
5. The Agreements provide that Mt. Healthy shall certify any unpaid amounts on the List to the Hamilton County Auditor to be placed as a charge on the tax list and duplicate for the listed property.
6. I hereby certify the amounts and information listed on Exhibit A and request that Mt. Healthy certify the listed assessments to the Hamilton County Auditor for placement upon the tax list and duplicate.

FURTHER, AFFIANT SAITH NAUGHT.

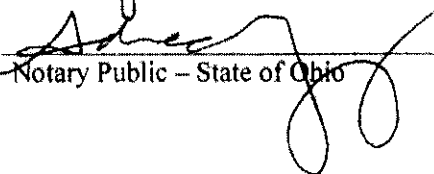


NIRANJAN DESHPANDE,

Sworn to before me and in my presence this 13 day of July, 2020.



Andrea Eunel Yang, Attorney At Law
NOTARY PUBLIC - STATE OF OHIO
My commission has no expiration date
Sec. 147.03 R.C.



Notary Public - State of Ohio

EXHIBIT A

PROJECT NAME						
Mt. Healthy LSL Replacement 2020						
PARCEL		OWNER			RES/ORD#	
5930003000600		OSTENDORF PHILLIP P				
1952 COMPTON ROAD		10 Yrs - Semi-Annual Charge				
Principal	Full Year	Half Year	Future Amount	Year		
1500.00	150.00	75.00	1350.00	2021	1	
	150.00	75.00	1200.00	2022	2	
	150.00	75.00	1050.00	2023	3	
	150.00	75.00	900.00	2024	4	
	150.00	75.00	750.00	2025	5	
	150.00	75.00	600.00	2026	6	
	150.00	75.00	450.00	2027	7	
	150.00	75.00	300.00	2028	8	
	150.00	75.00	150.00	2029	9	
	150.00	75.00	0.00	2030	10	

PROJECT NAME						
Mt. Healthy LSL Replacement 2020						
PARCEL		OWNER			RES/ORD#	
5930003001000		LUKEN FRANK J JR				
1922 COMPTON ROAD		10 Yrs - Semi-Annual Charge				
Principal	Full Year	Half Year	Future Amount	Year		
1500.00	150.00	75.00	1350.00	2021	1	
	150.00	75.00	1200.00	2022	2	
	150.00	75.00	1050.00	2023	3	
	150.00	75.00	900.00	2024	4	
	150.00	75.00	750.00	2025	5	
	150.00	75.00	600.00	2026	6	
	150.00	75.00	450.00	2027	7	
	150.00	75.00	300.00	2028	8	
	150.00	75.00	150.00	2029	9	
	150.00	75.00	0.00	2030	10	

PROJECT NAME						
Mt. Healthy LSL Replacement 2020						
PARCEL		OWNER			RES/ORD#	
5930003012700		DOROTHY M HALL				
7811 HAMILTON AVENUE		10 Yrs - Semi-Annual Charge				
Principal	Full Year	Half Year	Future Amount	Year		
6738.00	673.80	336.90	6064.20	2021	1	
	673.80	336.90	5390.40	2022	2	
	673.80	336.90	4716.60	2023	3	
	673.80	336.90	4042.80	2024	4	
	673.80	336.90	3369.00	2025	5	
	673.80	336.90	2695.20	2026	6	
	673.80	336.90	2021.40	2027	7	
	673.80	336.90	1347.60	2028	8	
	673.80	336.90	673.80	2029	9	
	673.80	336.90	0.00	2030	10	

PROJECT NAME						
Mt. Healthy LSL Replacement 2020						
PARCEL		OWNER			RES/ORD#	
5930003025000		WIRMEL RONALD E				
1936 COMPTON ROAD		10 Yrs - Semi-Annual Charge				
Principal	Full Year	Half Year	Future Amount	Year		
1500.00	150.00	75.00	1350.00	2021	1	
	150.00	75.00	1200.00	2022	2	
	150.00	75.00	1050.00	2023	3	
	150.00	75.00	900.00	2024	4	
	150.00	75.00	750.00	2025	5	
	150.00	75.00	600.00	2026	6	
	150.00	75.00	450.00	2027	7	
	150.00	75.00	300.00	2028	8	
	150.00	75.00	150.00	2029	9	
	150.00	75.00	0.00	2030	10	

PROJECT NAME						
Mt. Healthy LSL Replacement 2020						
PARCEL		OWNER			RES/ORD#	
5930004001700		DWIGHT L MOODY INSURANCE AGENCY INC				
7800 HAMILTON AVENUE		10 Yrs - Semi-Annual Charge				
Principal	Full Year	Half Year	Future Amount	Year		
3344.00	334.40	167.20	3009.60	2021	1	
	334.40	167.20	2675.20	2022	2	
	334.40	167.20	2340.80	2023	3	
	334.40	167.20	2006.40	2024	4	
	334.40	167.20	1672.00	2025	5	
	334.40	167.20	1337.60	2026	6	
	334.40	167.20	1003.20	2027	7	
	334.40	167.20	668.80	2028	8	
	334.40	167.20	334.40	2029	9	
	334.40	167.20	0.00	2030	10	

PROJECT NAME						
Mt. Healthy LSL Replacement 2020						
PARCEL		OWNER			RES/ORD#	
5930004032600		ERICA L RICHARD				
7705 SEWARD AVE		10 Yrs - Semi-Annual Charge				
Principal	Full Year	Half Year	Future Amount	Year		
1343.16	134.32	67.16	1208.84	2021	1	
	134.32	67.16	1074.52	2022	2	
	134.32	67.16	940.20	2023	3	
	134.32	67.16	805.88	2024	4	
	134.32	67.16	671.56	2025	5	
	134.32	67.16	537.24	2026	6	
	134.32	67.16	402.92	2027	7	
	134.32	67.16	268.60	2028	8	
	134.32	67.16	134.28	2029	9	
	134.28	67.14	0.00	2030	10	

PROJECT NAME						
Mt. Healthy LSL Replacement 2020						
PARCEL		OWNER			RES/ORD#	
5930006000200		DEYE LAWRENCE A				
1823 COMPTON RD		10 Yrs - Semi-Annual Charge				
Principal	Full Year	Half Year	Future Amount	Year		
1102.50	110.26	55.13	992.24	2021	1	
	110.26	55.13	881.98	2022	2	
	110.26	55.13	771.72	2023	3	
	110.26	55.13	661.46	2024	4	
	110.26	55.13	551.20	2025	5	
	110.26	55.13	440.94	2026	6	
	110.26	55.13	330.68	2027	7	
	110.26	55.13	220.42	2028	8	
	110.26	55.13	110.16	2029	9	
	110.16	55.08	0.00	2030	10	

PROJECT NAME						
Mt. Healthy LSL Replacement 2020						
PARCEL		OWNER			RES/ORD#	
5930006003800		AHR ANTHONY M				
7423 MAPLE AV		10 Yrs - Semi-Annual Charge				
Principal	Full Year	Half Year	Future Amount	Year		
1439.40	143.94	71.97	1295.46	2021	1	
	143.94	71.97	1151.52	2022	2	
	143.94	71.97	1007.58	2023	3	
	143.94	71.97	863.64	2024	4	
	143.94	71.97	719.70	2025	5	
	143.94	71.97	575.76	2026	6	
	143.94	71.97	431.82	2027	7	
	143.94	71.97	287.88	2028	8	
	143.94	71.97	143.94	2029	9	
	143.94	71.97	0.00	2030	10	

PROJECT NAME						
Mt. Healthy LSL Replacement 2020						
PARCEL		OWNER			RES/ORD#	
5930007000400		CITY OF MT HEALTHY				
7510 HAMILTON AVENUE		10 Yrs - Semi-Annual Charge				
Principal	Full Year	Half Year	Future Amount	Year		
3344.00	334.40	167.20	3009.60	2021	1	
	334.40	167.20	2675.20	2022	2	
	334.40	167.20	2340.80	2023	3	
	334.40	167.20	2006.40	2024	4	
	334.40	167.20	1672.00	2025	5	
	334.40	167.20	1337.60	2026	6	
	334.40	167.20	1003.20	2027	7	
	334.40	167.20	668.80	2028	8	
	334.40	167.20	334.40	2029	9	
	334.40	167.20	0.00	2030	10	

PROJECT NAME						
Mt. Healthy LSL Replacement 2020						
PARCEL		OWNER			RES/ORD#	
5930007001000		WE CAN LLC				
7420 HAMILTON AVENUE		10 Yrs - Semi-Annual Charge				
Principal	Full Year	Half Year	Future Amount	Year		
6738.00	673.80	336.90	6064.20	2021	1	
	673.80	336.90	5390.40	2022	2	
	673.80	336.90	4716.60	2023	3	
	673.80	336.90	4042.80	2024	4	
	673.80	336.90	3369.00	2025	5	
	673.80	336.90	2695.20	2026	6	
	673.80	336.90	2021.40	2027	7	
	673.80	336.90	1347.60	2028	8	
	673.80	336.90	673.80	2029	9	
	673.80	336.90	0.00	2030	10	

PROJECT NAME					
Mt. Healthy LSL Replacement 2020					
PARCEL		OWNER			RES/ORD#
5930007001600		KEVIN O CAMPBELL			
7368 HAMILTON AVENUE		10 Yrs - Semi-Annual Charge			
Principal	Full Year	Half Year	Future Amount	Year	
3344.00	334.40	167.20	3009.60	2021	1
	334.40	167.20	2675.20	2022	2
	334.40	167.20	2340.80	2023	3
	334.40	167.20	2006.40	2024	4
	334.40	167.20	1672.00	2025	5
	334.40	167.20	1337.60	2026	6
	334.40	167.20	1003.20	2027	7
	334.40	167.20	668.80	2028	8
	334.40	167.20	334.40	2029	9
	334.40	167.20	0.00	2030	10