

1 RESOLUTION NO. 2012-330

First Reading Passage Requested
(M. Weant)

2
3 SPONSOR Mr. Pry

4
5 DATE August 27, 2012

COMMITTEE Public Works

6
7 **A Resolution confirming the revised assessment for the Whitefriars Drive Sanitary Sewer**
8 **Improvement Project Q-847 in the total amount of \$500,633.00 as final and conclusive, and**
9 **certifying the final assessment of the project as listed in Exhibit A to the Fiscal Officer to be**
10 **placed on the tax list and duplicate for collection in semi-annual installments over 20 years**
11 **at no interest, in Council District 8, in the Township of Coventry, for the Executive's**
12 **Department of Environmental Services, and declaring an emergency.**

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14 WHEREAS, construction of the Whitefriars Sanitary Sewer Improvements Project Q-847
15 ("Project"), located in the Township of Coventry, has been completed; and

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17 WHEREAS, the Executive's Department of Environmental Services has presented to this
18 Council a revised assessment for the Project in the total amount of \$500,633.00 based on the
19 tentative assessment previously ratified by this Council in Resolution No. 2011-325, in the
20 amount of \$501,930.00; and

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22 WHEREAS, this Council finds and determines, after reviewing all pertinent information,
23 that it is in the best interest of the County of Summit to confirm the revised assessment in the
24 total amount of \$500,633.00, and that said amount should be final and conclusive ("Final
25 Assessment"); and

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27 WHEREAS, in accordance with Section 6117.33 of the Ohio Revised Code, and by
28 reviewing all pertinent information, this Council finds and determines that it is in the best interest
29 of the County of Summit that the final assessment amount of \$500,633.00 should be apportioned
30 to the properties within the Project boundaries as stated in Exhibit A, which is attached hereto
31 and incorporated herein as if fully restated, and certified to the Fiscal Officer to be placed on the
32 tax list and duplicate for collection in semi-annual installments over 20 years at the same rate of
33 interest stated in the County's loan agreement with the Ohio Water Development Authority to
34 finance construction of the Project;

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36 NOW, THEREFORE, BE IT RESOLVED by the Council of the County of Summit, State
37 of Ohio, that:

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39 SECTION 1

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41 The revised assessment for the Whitefriars Drive Sanitary Sewer Improvement Project Q-
42 847 ("Project") in the amount of \$500,633.00 is hereby confirmed by this Council, and said
43 amount shall be final and conclusive ("Final Assessment").
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1 RESOLUTION NO. 2012-330

2 PAGE TWO

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4 SECTION 2

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6 The Final Assessment for the Project in the total amount of \$500,633.00 shall be
7 apportioned to the properties within the Project boundaries as stated in Exhibit A, which is
8 attached hereto and incorporated herein as if fully restated, and certified to the Fiscal Officer to
9 be placed on the tax list and duplicate for collection in semi-annual installments over 20 years at
10 no interest.

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12 SECTION 3

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14 This Resolution is declared an emergency in the interest of the health, safety and welfare
15 of the citizens of the County of Summit and for the further reason to immediately ensure the
16 certification of assessments for the Project to the Fiscal Officer for collection in accordance with
17 Section 6117.33 of the Ohio Revised Code.

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19 SECTION 4

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21 Provided this Resolution receives the affirmative vote of eight members, it shall take
22 effect immediately upon its adoption and approval by the Executive; otherwise, it shall take
23 effect and be in force at the earliest time provided by law.

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25 SECTION 5

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27 It is found and determined that all formal actions of this Council concerning and relating
28 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all
29 deliberations of this Council and of any of its committees that resulted in such formal action,
30 were in meetings open to the public, in compliance with all legal requirements, including Section
31 121.22 of the Ohio Revised Code.

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34 INTRODUCED August 27, 2012

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36 ADOPTED August 27, 2012

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40 CLERK OF COUNCIL

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46 PRESIDENT OF COUNCIL

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48 APPROVED August 28, 2012

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EXECUTIVE

ENACTED EFFECTIVE August 28, 2012

Voice Vote: 11-0. YES: Komunale, Crawford, Feeman, Kostandaras, Kurt,
Lee, Prentice, Rodgers, Roemer, Schmidt, Shapiro