

1 RESOLUTION NO. 2014-408

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3 SPONSOR Mr. Pry

4  
5 DATE September 22, 2014 COMMITTEE Public Works

6  
7 **A Resolution rescinding Resolution No. 2012-063, and authorizing the County Executive to**  
8 **enter into a Water Pollution Control Loan Fund loan agreement to finance the design of**  
9 **the Columbine Service Area Sanitary Sewer Improvements Project Q-948, in Council**  
10 **District 8, in an amount not to exceed \$179,321.00, for the Executive's Department of**  
11 **Environmental Services, and declaring an emergency.**

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13 WHEREAS, the Executive has signed the Ohio EPA Director's Findings and Orders as  
14 authorized in Resolution No. 2010-002, which commits the County to install sanitary sewer in  
15 specified areas in Springfield Township and the Village of Mogadore, known as the Columbine  
16 neighborhood, to abate pollution from failing septic systems; and

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18 WHEREAS, the Columbine Service Area Sanitary Sewer Improvements Project Q-948  
19 ("Project") will install sanitary sewer in the Columbine neighborhood, as contemplated in the  
20 Ohio EPA Director's Findings and Orders; and

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22 WHEREAS, the County intends to apply for a Water Pollution Control Loan Fund  
23 ("WPCLF") loan to finance the design of the Project; and

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25 WHEREAS, this Council previously passed Resolution No. 2012-063, authorizing the  
26 County Executive to enter into a WPCLF loan agreement in an amount not to exceed  
27 \$2,000,000.00 to finance the design and construction of the Project; and

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29 WHEREAS, it is necessary to rescind Resolution No. 2012-063 to allow the County to  
30 enter into a WPCLF loan to finance only the design of the Project at this time, and to enter into a  
31 construction loan agreement at a later time; and

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33 WHEREAS, the WPCLF requires the governing authority to pass legislation for  
34 application of a loan and the execution of an agreement, as well as designating a dedicated  
35 repayment source;

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

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40 SECTION 1

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42 Resolution No. 2012-063 is hereby rescinded in its entirety.  
43

1 RESOLUTION NO. 2014-408

2 PAGE TWO

3  
4 SECTION 2

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6 The County Executive be and is hereby authorized to apply for a Water Pollution Control  
7 Loan Fund ("WPCLF") loan agreement, sign all documents for and enter into a WPCLF loan  
8 with the Ohio Environmental Protection Agency and the Ohio Water Development Authority, to  
9 finance the design of the Columbine Service Area Sanitary Sewer Improvements Project Q-948  
10 ("Project"), in Council District 8, in an amount not to exceed \$179,321.00.

11  
12 SECTION 3

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14 It is estimated that the total cost of design of the Project will not exceed \$179,321.00.  
15 The interest rate for the five-year loan shall not exceed 3.6 percent per year. The dedicated  
16 source of repayment will be the Sanitary Sewer Enterprise Fund.

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18 SECTION 4

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20 This Resolution is hereby declared an emergency in the interest of the health, safety, and  
21 welfare of the citizens of the County of Summit, and for the further reason that it will  
22 immediately allow the County to obtain funds for the design of the Project and to abate pollution  
23 from failing septic systems.

24  
25 SECTION 5

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

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31 SECTION 6

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33 It is found and determined that all formal actions of this Council concerning and relating  
34 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all  
35 deliberations of this Council and any of its committees that resulted in such formal action, were  
36 in meetings open to the public, in compliance with all legal requirements, including Section  
37 121.22 of the Ohio Revised Code.

38  
39 INTRODUCED September 8, 2014

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41 ADOPTED September 22, 2014

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45 CLERK OF COUNCIL

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48 PRESIDENT OF COUNCIL

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50 APPROVED September 22, 2014

  
EXECUTIVE

September 22, 2014  
ENACTED EFFECTIVE

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