

1 RESOLUTION NO. 2013-504

2  
3 SPONSOR Mr. Pry

4  
5 DATE December 10, 2013

COMMITTEE Public Works

6  
7 **A Resolution authorizing the County Executive to enter into an agreement with the Ohio**  
8 **Water Development Authority for a loan to finance the construction of the Q-831 Pump**  
9 **Station No. 48 Replacement Project, in the City of New Franklin, in Council District 7, in**  
10 **an amount not to exceed \$329,257.50, for the Executive's Department of Environmental**  
11 **Services, and declaring an emergency.**

12  
13 WHEREAS, on November 13, 2013, the Board of Control approved the award of a  
14 contract to Lockhart Concrete Company for the construction of the Q-831 Pump Station No. 48  
15 Replacement Project, in the City of New Franklin, in Council District 7, which is now before this  
16 Council for confirmation; and

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18 WHEREAS, the County desires to obtain a loan from the Ohio Water Development  
19 Authority ("OWDA") to finance the costs of the project; and

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21 WHEREAS, the OWDA has indicated its willingness to make a loan for that purpose and  
22 on those terms; and

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24 WHEREAS, a copy of the Cooperative Agreement for the project is attached as Exhibit  
25 A and is on file in the Office of the Clerk of Council and at the Executive's Department of  
26 Environmental Services State Road office; and

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28 WHEREAS, the engineer's estimate of total cost of the project is \$329,257.50, including  
29 a 10% contingency; and

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31 WHEREAS, this Council find and determines, after reviewing all pertinent information,  
32 that it is necessary and in the best interest of the County of Summit to enter into the Cooperative  
33 Agreement to finance construction of the project;

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

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38 SECTION 1

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40 The County Executive is hereby authorized to execute the Cooperative Agreement with  
41 the Ohio Water Development Authority ("OWDA") substantially in the form as set forth in the  
42 "Cooperative Agreement for State Planning Project" attached hereto as Exhibit A, for a 20-year  
43 loan in an amount not to exceed \$329,257.50 to finance the Q-831 Pump Station No. 48  
44 Replacement Project ("Project"), in the City of New Franklin, in Council District 7. The interest  
45 rate for the 20-year loan shall not exceed 5% per year.

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47 SECTION 2

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49 This Resolution is hereby declared an emergency in the interest of the health, safety and  
50 welfare of the citizens of the County of Summit and for the further reason to immediately  
51 provide for the Project.  
52

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2 PAGE TWO

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4 SECTION 3

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

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10 SECTION 4

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12 It is found and determined that all formal actions of this Council concerning and relating  
13 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all  
14 deliberations of this Council and of any of its committees that resulted in such formal action,  
15 were in meetings open to the public, in compliance with all legal requirements, including section  
16 121.22 of the Ohio Revised Code.

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19 INTRODUCED November 25, 2013

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21 ADOPTED December 10, 2013

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25 CLERK OF COUNCIL

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33  
PRESIDENT OF COUNCIL

APPROVED December 11, 2013

EXECUTIVE

ENACTED EFFECTIVE December 11, 2013

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