

1 RESOLUTION NO. 2014-411

2
3 SPONSOR Mr. Pry

4
5 DATE September 22, 2014 COMMITTEE Public Works

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7 **A Resolution amending Resolution No. 2014-080 to authorize the County Executive enter**
8 **into a Water Pollution Control Loan Fund agreement to finance the design of the Q-832**
9 **Clinton Sanitary Sewer Design Project, in Council District 7, in an amount not to exceed**
10 **\$863,457.20, for the Executive’s Department of Environmental Services, and declaring an**
11 **emergency.**

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13 WHEREAS, County Council awarded a contract to ARCADIS for the design of the Q-
14 832 Clinton Sanitary Sewer Design Project (“Project”), located in the Village of Clinton, in an
15 amount not to exceed \$720,600.00 in Resolution No. 2013-193; and

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17 WHEREAS, County Council previously adopted Resolution No. 2014-080, which
18 authorized the County Executive to enter into a Water Pollution Control Loan Fund agreement in
19 an amount not exceed \$720,600.00 to finance the design of the Project; and

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21 WHEREAS, County Council subsequently authorized a change order to said design
22 contract increasing said design contract amount to \$792,840.00 in Resolution No. 2014-369; and

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24 WHEREAS, this Council finds and determines, after reviewing all pertinent information,
25 that it is necessary and in the best interest of the County of Summit to amend Resolution No.
26 2014-080 to accurately reflect the current cost of the design contract with ARCADIS, and amend
27 the amount of the WPCLF loan to \$863,457.20, including administrative costs and
28 contingencies, and that the term of the loan shall be five years instead of 20 years;

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30 NOW, THEREFORE, BE IT RESOLVED by the Council of the County of Summit, State
31 of Ohio, that;

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33 SECTION 1

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35 Section 1 of Resolution No. 2014-080 is hereby amended to authorize the County
36 Executive to apply for a Water Pollution Control Loan Fund (“WPCLF”) agreement, sign all
37 documents for and enter into a WPCLF agreement with the Ohio Environmental Protection
38 Agency and the Ohio Water Development Authority, to finance the design of the Q-832 Clinton
39 Sanitary Sewer Design Project (“Project”), located in Council District 7, in an amount not to
40 exceed \$863,457.20.

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42 SECTION 2

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44 Section 2 of Resolution No. 2014-080 is hereby amended to state that it is estimated that
45 the total cost of Project will not exceed \$863,457.20. The interest rate for the five-year loan shall
46 not exceed 3.6 percent per year. The dedicated source of repayment will be the Sanitary Sewer
47 Enterprise Fund.
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1 RESOLUTION NO. 2014-411

2 PAGE TWO

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4 SECTION 3

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6 This Resolution is hereby declared an emergency in the interest of the health, safety, and
7 welfare of the citizens of the County of Summit, and for the further reason that it will
8 immediately allow the County to obtain funds for the design of the Project to build sanitary
9 sewers to reduce or eliminate existing health problems and hazard of water pollution in the
10 Village of Clinton.

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12 SECTION 4

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

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18 SECTION 5

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20 It is found and determined that all formal actions of this Council concerning and relating
21 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all
22 deliberations of this Council and any of its committees that resulted in such formal action, were
23 in meetings open to the public, in compliance with all legal requirements, including Section
24 121.22 of the Ohio Revised Code.

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27 INTRODUCED September 8, 2014

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29 ADOPTED September 22, 2014

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33 CLERK OF COUNCIL

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36 PRESIDENT OF COUNCIL

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38 APPROVED September 22, 2014

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41 EXECUTIVE

ENACTED EFFECTIVE September 22, 2014

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