

RESOLUTION NO. 2009-058

SPONSOR Mr. Pry

DATE March 16, 2009

COMMITTEE Public Works

A Resolution authorizing the County Executive to execute an agreement with the Ohio Water Development Authority ("OWDA") for a loan in an amount not to exceed \$565,825.00 for the construction of the Q-611 Howe Road Trunk Sewer Repair Project, located in District 6, for the Executive's Department of Environmental Services, and declaring an emergency.

WHEREAS, the County desires to construct the Q-611 Howe Road Trunk Sewer Repair Project ("Project"), located in Council District 6; and

WHEREAS, the County desires to obtain a loan from the Ohio Water Development Authority ("OWDA") to finance costs of the construction of such facilities on the terms set forth in the Cooperative Agreement, attached hereto as Exhibit A; and

WHEREAS, the OWDA has indicated its willingness to make a loan for the aforementioned purpose and on the terms set forth in the Cooperative Agreement; and

WHEREAS, pursuant to Resolution No. 2008-471, the County awarded a contract to construct the Project to United Survey, Inc. in an amount not to exceed \$565,825.00; and

WHEREAS, this Council finds and determines after reviewing all pertinent information that it is necessary and in the best interest of the County to authorize the Executive to enter into an agreement with the OWDA for a loan not to exceed \$565,825.00 for the construction of the Q-611 Howe Road Trunk Sewer Repair Project,

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

SECTION 1

The County Executive is hereby authorized to execute a Cooperative Agreement with the OWDA for a 20-year loan in an amount not to exceed \$565,825.00 to fund construction of the Q-611 Howe Road Trunk Sewer Repair Project. It is estimated that the total project cost will not exceed \$565,825.00. The interest rate for the 20-year loan shall not exceed 7% per year. A copy of the Cooperative Agreement is attached hereto as Exhibit A.

SECTION 2

This Resolution is hereby declared an emergency in the interest of the health, safety, and welfare of the citizens of the County of Summit, and for the further reason that it will immediately allow the County to obtain funds for a needed improvement.

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SECTION 3

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

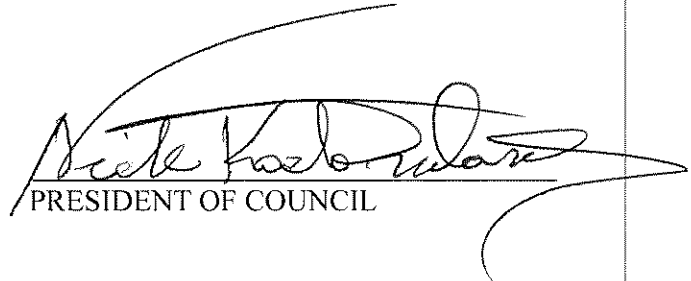
SECTION 4

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

INTRODUCED March 2, 2009

ADOPTED March 16, 2009


CLERK OF COUNCIL


PRESIDENT OF COUNCIL

APPROVED March 16, 2009


EXECUTIVE

ENACTED EFFECTIVE March 16, 2009

Voice Vote: 11-0 YES: Crossland, Schmidt, Comunale, Poda, Prentice
Smith, Crawford, Feeman, Rodgers, Shapiro, Kostandaras