

1 RESOLUTION NO. 2011-440

2
3 SPONSOR Mr. Pry and Mr. Kostandaras

4
5 DATE November 07, 2011 COMMITTEE Public Works

6
7 **A Resolution authorizing the County Executive to execute an Agreement for Cooperation**
8 **and Cost Sharing of Plans and Specifications with the City of Cuyahoga Falls ("City") to**
9 **fund and perform the design of a sanitary sewer extension in Boston Township, in Council**
10 **District 1, for the Executive's Departments of Community and Economic Development and**
11 **Environmental Services, and declaring an emergency.**

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13 WHEREAS, the County Executive wishes to engage an engineering consultant to design
14 a sewer extension in Boston Township, namely the preparation of plans and specifications,
15 including surveying and subsurface soils investigation, for the construction of approximately
16 4,200 feet of 8" to 12" sanitary sewer along Seasons Road, Wyoga Lake Road and Akron-
17 Cleveland Road, from the City and the City of Stow corporation lines west and north to
18 approximately 5157 Akron-Cleveland Road in Boston Township (the "Project") in Council
19 District 1; and

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21 WHEREAS, the Project will benefit Boston Township by encouraging development in an
22 area in which the City is participating in the Western Reserve Joint Economic Development
23 Zone and the Boston Township – City of Cuyahoga Falls Joint Economic Development District;
24 and

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26 WHEREAS, the City and the County intend to each use \$25,000.00 of their respective
27 Community Development Block Grant ("CDBG) allocations from the U.S. Department of
28 Housing and Urban Development to partially pay for the preparation of plans and specifications
29 for the Project; and

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31 WHEREAS, the City and the County wish to enter into an Agreement for Cooperation
32 and Cost Sharing of Plans and Specifications for a sanitary sewer extension in Boston Township,
33 in which the City and County pledge to utilize \$25,000.00 of each entity's block grant allocation
34 to pay toward design of the Project; and

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36 WHEREAS, pursuant to such Agreement for Cooperation and Cost Sharing of Plans and
37 Specifications, the Executive's Department of Environmental Services shall engage an
38 engineering consultant to design the sewer extension and shall pay the balance of the costs for
39 the same using sewer enterprise funds; and

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41 WHEREAS, this Council has determined by reviewing all pertinent information that
42 authorizing the County Executive to execute the aforementioned agreement and other documents
43 with the City necessary for the County's participation in the Project, and that it is necessary and
44 in the best interest of the County of Summit;

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46 NOW, THEREFORE, BE IT RESOLVED by the Council of the County of Summit, State
47 of Ohio, that:
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4 SECTION 1

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6 The County Executive is hereby authorized to execute an Agreement for Cooperation and
7 Cost Sharing of Plans and Specifications within the City of Cuyahoga Falls ("City") to fund and
8 perform the design of a sanitary sewer extension in Boston Township, which includes
9 approximately 4,200 feet of 8" to 12" sanitary sewer along Seasons Road, Wyoga Lake Road and
10 Akron-Cleveland Road, from the City and City of Stow Corporation lines west and north to
11 approximately 5157 Akron-Cleveland Road in Boston Township, in Council District 1. A copy
12 of the agreement is attached hereto as Exhibit A and incorporated herein.

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14 SECTION 2

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16 This Resolution is hereby declared an emergency in the interest of the health, safety and
17 welfare of the citizens of the County of Summit and for the purpose of immediately funding the
18 design of necessary sanitary sewer improvements in Boston Township, Council District 1.

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20 SECTION 3

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

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26 SECTION 4

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

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35 INTRODUCED October 24, 2011

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37 ADOPTED November 07, 2011

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41 CLERK OF COUNCIL



PRESIDENT OF COUNCIL

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43 APPROVED November 9, 2011

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46 _____
47 EXECUTIVE

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49 ENACTED EFFECTIVE November 9, 2011

Voice Vote: 9-0: YES: Komunale, Feeman, Kostandaras, Kurt, Lee
Rodgers, Roemer, Schmidt, Shapiro. ABSENT: Crawford, Prentice