

1 RESOLUTION NO. 2012-063

2  
3 SPONSOR Mr. Pry

4  
5 DATE March 5, 2012

6 COMMITTEE Public Works

7  
8 **A Resolution authorizing the County Executive to enter into a Water Pollution Control**  
9 **Loan Fund loan agreement in an amount not to exceed \$2,000,000.00 to finance the design**  
10 **and construction of the Columbine Service Area Sanitary Sewer Improvements Project Q-**  
11 **948, located in Council District 8, for the Executive's Department of Environmental**  
12 **Services, and declaring an emergency.**

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

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

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

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26 WHEREAS, the WPCLF requires the government authority to pass legislation for  
27 application of a loan and the execution of an agreement as well as designating a dedicated  
28 repayment source; and

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30 WHEREAS, this Council finds and determines, after reviewing all pertinent information,  
31 that it is necessary and in the best interest of the County of Summit to authorize the Executive to  
32 enter into aforementioned WPCLF loan agreement;

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

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37 SECTION 1

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39 That the County Executive be and is hereby authorized to apply for a Water Pollution  
40 Control Loan Fund ("WPCLF") loan agreement, sign all documents for and enter into a Water  
41 Pollution Control Loan Fund loan with the Ohio Environmental Protection Agency ("EPA") and  
42 the Ohio Water Development Authority ("OWDA") in an amount not to exceed \$2,000,000.00 to  
43 finance the design and construction of the Columbine Service Area Sanitary Sewer  
44 Improvements Project Q-948 ("Project"), located in Council District 8.

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46 SECTION 2

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48 It is estimated that the total cost of Project will not exceed \$2,000,000.00. The interest  
49 rate for the 20-year loan shall not exceed 3.4 percent per year. The dedicated source of  
50 repayment will be the Sanitary Sewer Enterprise Fund.  
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2 PAGE TWO

3  
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 and construction of the Project and  
9 to abate pollution from failing septic systems.

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11 SECTION 4

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

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17 SECTION 5

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

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26 INTRODUCED February 13, 2012

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28 ADOPTED March 5, 2012

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32 CLERK OF COUNCIL

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36 PRESIDENT OF COUNCIL

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38 APPROVED March 5, 2012

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EXECUTIVE

ENACTED EFFECTIVE March 5, 2012

Voice Vote: 8-0 YES: Comunale, Crawford, Feeman, Kostandaras, Kurt  
Rodgers, Roemer, Schmidt ABSENT: Lee, Prentice, Shapiro