

1 RESOLUTION NO. 2013-264

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3 SPONSOR Mr. Pry

4
5 DATE June 10, 2013 COMMITTEE Public Works

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7 **A Resolution authorizing the County Executive to prepare and submit an application with the**
8 **Ohio Public Works Commission for a grant to be used to finance the cost of the Columbine**
9 **Service Area Sanitary Sewer Improvements Project Q-948, located in the Township of**
10 **Springfield and in the Village of Mogadore, in Council District 8, for the Executive's**
11 **Department of Environmental Services, and declaring an emergency.**

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13 WHEREAS, the State Capital Improvements Program provides financial assistance to
14 political subdivisions for capital improvement projects to public infrastructure; and

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16 WHEREAS, the Ohio Environmental Protection Agency ("OEPA") has determined that a
17 public health nuisance exists due to failing septic systems in the area generally within Mogadore
18 Road on the North, Meadowridge Road on the east, Pepperhill Road to the south and Dangel
19 Avenue on the west ("Columbine Neighborhood"), and the OEPA has ordered the County to
20 abate the unsanitary conditions in the Columbine Neighborhood; and

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22 WHEREAS, the County desires to apply for a grant from the Ohio Public Works
23 Commission ("OPWC") to finance the cost of the Columbine Service Area Sanitary Sewer
24 Improvements Project Q-948, which will include construction of sanitary sewers and related
25 appurtenances in the Columbine Neighborhood to comply with the OEPA, for a total cost of
26 approximately \$2,000,000.00; and

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28 WHEREAS, this Council finds and determines, after reviewing all pertinent information,
29 that it is necessary and in the best interest of the County to apply for said funds from the OPWC,
30 and to authorize the execution of any necessary agreements and associated documents;

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

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35 SECTION 1

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37 The County Executive is authorized to prepare and submit an application and associated
38 documents to the Ohio Public Works Commission to obtain a grant to finance the cost of the
39 Columbine Service Area Sanitary Sewer Improvements Project Q-948, in the Township of
40 Springfield and in the Village of Mogadore in Council District 8.

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42 SECTION 2

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44 The terms of said application and associated documents shall maximize the requested
45 amount of State Issue 1 Funds, with the remainder of the cost of the improvements to be borne
46 by special assessments on benefitting properties for an estimated total of \$900,000.00 plus
47 contributions from the Township of Springfield and Village of Mogadore of \$50,000.00 each.
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PAGE TWO

SECTION 3

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 allow the County to immediately finance the elimination of a public health nuisance in the Township of Springfield and in the City of Mogadore, and comply with OEPA orders.

SECTION 4

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 5

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 June 3, 2013

ADOPTED June 10, 2013



CLERK OF COUNCIL



PRESIDENT OF COUNCIL

APPROVED June 11, 2013



EXECUTIVE

ENACTED EFFECTIVE June 11, 2013

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