

1 RESOLUTION NO. 2019-209

2
3 SPONSOR Ms. Shapiro

4
5 DATE June 17, 2019

COMMITTEE Public Works

6
7 **A Resolution authorizing the Executive to execute a Water Pollution Control Loan Fund**
8 **loan agreement to fund the Upper Tuscarawas Waste Water Treatment Plant #36 RBC**
9 **Project (Q-959) project, in Council District 8, for the Executive's Department of Sanitary**
10 **Sewer Services, and declaring an emergency.**

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12 WHEREAS, the Board of Control, at its meeting held June 21, 2017, awarded a
13 professional service contract with MS Consultants, Inc. for professional design services for the
14 Upper Tusc. Waste Water Treatment Plant #36 RBC Replacement Project (Q-959), in Council
15 District 8, in an amount not to exceed \$993,978.00, subject to confirmation by County Council;
16 and

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18 WHEREAS, the Board of Control, at its meeting held November 22, 2017, awarded a
19 professional service contract with H.R. Gray, for professional constructability review services for
20 Waste Water Treatment Plant #36 RBC Replacement Project (Q-959), in Council District 8, in
21 an amount not to exceed \$58,940.00, subject to confirmation by County Council; and

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23 WHEREAS, the Board of Control, at its meeting held August 8, 2018, awarded a
24 professional service contract with H.R.Gray, for construction management services related to the
25 Upper Tuscarawas Waste Water Treatment Plant #36 RBC Project (Q-959), in Council District
26 8, in an amount not to exceed \$1,403,878.00, subject to confirmation by County Council; and

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28 WHEREAS, the Board of Control, at its meeting held August 15, 2018, awarded a
29 construction contract with Kenmore Construction Co., Inc., for the Upper Tuscarawas Waste
30 Water Treatment Plant #36 RBC Project (Q-967) ("Project"), in an amount not to exceed
31 \$17,643,750.00, subject to confirmation by County Council; and

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33 WHEREAS, County Council previously adopted Resolution Numbers. 2017-277, 2017-
34 506, 2018-324 and 2018-323, confirming the award of said contracts, and appropriating funds;
35 and

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37 WHEREAS, it is necessary to authorize the Executive to execute a Water Pollution
38 Control Loan Fund loan agreement to fund the Upper Tuscarawas Waste Water Treatment Plant
39 #36 RBC Project (Q-959), in Council District 8, in a total amount not to exceed \$22,182,440.00,
40 to reflect the Project's professional services, construction and contingency costs.

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

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45 SECTION 1

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47 This Council finds and determines, after reviewing all pertinent information, that it is
48 necessary to authorize the Executive to execute a Water Pollution Control Loan Fund loan
49 agreement to fund the Upper Tuscarawas Waste Water Treatment Plant #36 RBC Project (Q-
50 959), in Council District 8, in a total amount not to exceed \$22,182,440.00, to reflect the
51 Project's professional services, construction and contingency costs.

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2 PAGE TWO

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5 SECTION 2

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7 This Resolution is declared an emergency in the interest of the health, safety and welfare
8 of the residents of the County of Summit, and for the further reason to immediately fund the
9 Upper Tuscarawas Waste Water Treatment Plant #36 RBC Project (Q-959) which is currently
10 under construction.

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12 SECTION 3

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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 4

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20 It is found and determined that all formal actions of the Council concerning and relating
21 to the adoption of the Resolution were adopted in an open meeting of this Council, and that all
22 deliberations of this Council and of any of its committees that resulted in such formal action,
23 were 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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26
27 INTRODUCED June 3, 2019

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29 ADOPTED June 17, 2019

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32 _____
33 CLERK OF COUNCIL

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37 PRESIDENT OF COUNCIL

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39 APPROVED June 18, 2019

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41 
42 _____
43 EXECUTIVE

44 ENACTED EFFECTIVE June 18, 2019

Voice Vote: 10-0 YES: Dickinson, Donofrio, Feeman, Koehler,
McKenney, Prentice, Rodgers, Schmidt, Walters, Wilhite
ABSENT: Hamilton