RESOLUTION NO. 2022-051

SPONSOR Executive Shapiro

DATE March 14, 2022 COMMITTEE Public Works

A Resolution authorizing the Executive to execute an amendment to a Cooperative Agreement with the Ohio Water Development Authority to increase the loan amount from an amount not to exceed $396,750.00, to an amount not to exceed $509,981.00, to fund the Q-615 Pump Station No. 81 Force Main Replacement Project, located in the City of Tallmadge, in Council District 6, for the Executive's Department of Sanitary Sewer Services, and declaring an emergency.

WHEREAS, this Council previously adopted Resolution No. 2021-053, which authorized the Executive to apply for and execute a Cooperative Agreement with the Ohio Water Development Authority ("OWDA") for a 20-year loan, in an amount not to exceed $396,750.00, to fund the Q-615 Pump Station No. 81 Force Main Replacement Project (the "Project"), located in the City of Tallmadge, in Council District 6; and

WHEREAS, the Executive subsequently applied for and executed said OWDA loan for the Project; and

WHEREAS, the Engineer’s original estimate for the cost of the Project was $340,000.00, but due to delays caused by the COVID-19 pandemic and surging materials costs, the Engineer’s new estimate is now $440,000.00, an increase of 30%; and

WHEREAS, due to the increase in the construction cost of the Project, it is necessary for the County to amend the OWDA loan to an amount not to exceed $509,981.00; and

WHEREAS, this Council finds and determines, after reviewing all pertinent information, that it is necessary and in the best interest of the County of Summit to authorize the Executive to execute an amendment to the Cooperative Agreement with OWDA for the aforementioned loan for the reason stated;

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

SECTION 1

The Executive is hereby authorized to execute an amendment to a Cooperative Agreement with the Ohio Water Development Authority and any other necessary related documents, to increase the loan amount from an amount not to exceed $396,750.00, to and amount not to exceed $509,981.00, to fund the Q-615 Pump Station No. 81 Force Main Replacement Project, located in the City of Tallmadge, in Council District 6.

SECTION 2

As amended, the estimated total cost of Project will not exceed $509,981.00, with terms of the loan being 20 years and the interest rate not exceeding four percent (4%). This Council further designates the Sanitary Sewer Enterprise Fund as the dedicated source of repayment for the loan.
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SECTION 3

This Resolution is declared an emergency in the interest of the health, safety and welfare of the residents of the County of Summit, and for the further reason to immediately authorize the Executive to execute the necessary amendment to the Cooperative Agreement and any other necessary related documents so that the Project may proceed in a timely manner.

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 the Council concerning and relating to the adoption of the Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and of 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 February 28, 2022

ADOPTED March 14, 2022

CLERK OF COUNCIL

APPROVED March 15, 2022

EXECUTIVE

ENACTED EFFECTIVE March 15, 2022

Voice Vote - YES: 10-0: Darrow, DeVitis, Dickinson, Donofrio, Feeman, McKenney, Rodgers, Schmidt, Sims, Wilhite

ABSENT: Walters