

1 RESOLUTION NO. 2022-335

2  
3 SPONSOR Executive Shapiro

4  
5 DATE November 21, 2022

COMMITTEE Public Works

6  
7 **A Resolution authorizing the Executive to apply for and execute a Water Pollution Control**  
8 **Loan Fund loan agreement for the Q-614 Operations Fleet Maintenance Facility Project,**  
9 **located in the City of Akron, in Council District 4, in an amount not to exceed**  
10 **\$3,200,000.00, for the Executive's Department of Sanitary Sewer Services, and declaring an**  
11 **emergency.**

12  
13 WHEREAS, this Council previously adopted Resolution No. 2019-425, which authorized  
14 the Executive to advertise for bids for the Q-614 Operations Fleet Maintenance Facility Project  
15 to consolidate sewer, fleet and pump station maintenance which includes a dispatch center and a  
16 centralized material storeroom, to support the operations of the Department of Sanitary Sewer  
17 Services (the "Project"), for an estimated cost not to exceed \$12,000,000.00 with the intent to  
18 apply for a Water Pollution Control Loan Fund ("WPCLF") loan agreement through the Ohio  
19 Water Development Authority ("OWDA") to fund the Project; and

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21 WHEREAS, this Council subsequently adopted Resolution No. 2020-127, which  
22 authorized appropriating funds for a WPCLF / OWDA loan in the amount of \$9,720,598.00, with  
23 a 10% contingency of \$972,060.00, for a loan in the amount of \$10,692,658.00 to fund the  
24 construction of the Project; and

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26 WHEREAS, this Council previously adopted Resolution No. 2018-526 and Resolution  
27 No. 2020-118, which authorized the award of a professional service contract with GPD Group,  
28 Inc. for design services and construction administration in an amount not to exceed \$693,919.49;  
29 Resolution No. 2020-128, which authorized the award of a construction contract with The Knoch  
30 Corporation in an amount not to exceed \$9,720,598.00; and Resolution No. 2022-274, which  
31 authorized the Fidelity and Deposit Company of Maryland to be assigned the rights to take over  
32 the payment obligations for all lawful claims of subcontractors, material persons and laborers  
33 pursuant to the terms of the construction contract with The Knoch Corporation; and

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35 WHEREAS, the Executive wishes to apply for and execute a supplemental loan  
36 agreement with the WPCLF through the OWDA, to fund the Project in an amount not to exceed  
37 \$3,200,000.00; and

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39 WHEREAS, the WPCLF requires the legislative authority of the County to adopt  
40 legislation for the application of loans, the execution of agreements and the designation of  
41 repayment sources; and

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43 WHEREAS, this Council finds and determines, after reviewing all pertinent information,  
44 that it is necessary and in the best interest of the County of Summit to authorize the Executive to  
45 apply for and execute the WPCLF loan and any other necessary documents related to the loan,  
46 and designate repayment;

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48 NOW, THEREFORE, BE IT RESOLVED by the Council of the County of Summit, State  
49 of Ohio, that:  
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1 RESOLUTION NO. 2022-335

2 PAGE TWO

3  
4 SECTION 1

5  
6 The Executive is hereby authorized to apply for and execute a Water Pollution Control  
7 Loan Fund loan and any other necessary related documents, through the Ohio Water  
8 Development Authority, to finance the Q-614 Operations Fleet Maintenance Facility Project (the  
9 "Project"), in an amount not to exceed \$3,200,000.00.

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11 SECTION 2

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13 This Resolution is declared an emergency in the interest of the health, safety and welfare  
14 of the residents of the County of Summit and for the further reason to immediately execute a  
15 necessary loan document so that the Project may proceed in a timely manner.

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17 SECTION 3

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

22  
23 SECTION 4

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


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32 INTRODUCED November 7, 2022

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34 ADOPTED November 21, 2022

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38 CLERK OF COUNCIL

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41 PRESIDENT OF COUNCIL

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43 APPROVED November 22, 2022

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45   
46 EXECUTIVE

ENACTED EFFECTIVE November 22, 2022

Voice Vote - YES: 11-0: Darrow, DeVitis, Dickinson, Donofrio, McKenney, Rodgers, Schmidt, Sims, Walters, Wiedie Higham, Wilhite