

1 RESOLUTION NO. 2023-169

2

3 SPONSOR Executive Shapiro

4

5 DATE June 5, 2023

COMMITTEE Public Works

6

7 **A Resolution confirming the award by the Board of Control of a contract with Ohio CAT,**
8 **as a Best Practical Source, in an amount not to exceed \$266,724.00, for a one-year term, to**
9 **rent an emergency generator to provide back-up power to the Fishcreek Wastewater**
10 **Treatment Plant #25, located in the City of Stow, in Council District 3, for the Executive’s**
11 **Department of Sanitary Sewer Services, and declaring an emergency.**

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13 WHEREAS, the Fishcreek Wastewater Treatment Plant #25 (“WWTP #25”) in Stow
14 incurred two lightning strikes in 2021 and 2022 and a rented generator must be utilized to
15 provide a secondary source of electrical service to the Plant, as required by the Ohio EPA’s
16 NPDES permit, until emergency repairs to the damaged transformer are completed in
17 approximately 52 weeks; and

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19 WHEREAS, this Council previously adopted Resolution No. 2022-166 and Resolution
20 No. 2022-334 to authorize the County to fund the rental cost of an emergency generator from
21 Ohio CAT to provide electrical service at WWTP #25; and

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23 WHEREAS, Ohio CAT is a Best Practical Source, pursuant to Sections of 177.07(a)(5)
24 and 177.01(h)(4)D of the Codified Ordinances of the County of Summit, due to experience on an
25 existing project since the vendor installed the emergency generator currently being utilized at
26 WWTP #25 and continuing to rent the generator, while the transformer is being repaired, which
27 is the most expedient and cost effective decision; and

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29 WHEREAS, the Board of Control at its meeting held on May 31, 2023, awarded a
30 contract with Ohio CAT, as a Best Practical Source, for the rental of an emergency generator, at
31 WWTP #25, located in the City of Stow, in Council District 3, for a one-year term, in an amount
32 not to exceed \$266,724.00, subject to confirmation by this Council; and

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34 WHEREAS, this Council finds and determines, after reviewing all pertinent information,
35 that the aforementioned contract with Ohio CAT, is necessary and in the best interest of the
36 County;

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

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41 SECTION 1

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43 The award by the Board of Control of a contract with Ohio CAT, as a Best Practical
44 Source, for the rental of an emergency generator, at the Fishcreek Wastewater Treatment Plant
45 #25 (“WWTP #25”), located in the City of Stow, in Council District 3, for a one-year term, in an
46 amount not to exceed \$266,724.00, is hereby confirmed and the Executive is hereby authorized
47 to execute said contract and any other necessary related documents.

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4 SECTION 2

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6 This Resolution is declared an emergency in the interest of the health, safety and welfare
7 of the residents of the County of Summit and for the further purpose of completing the repairs in
8 order that WWTP #25 continues to operate in a safe manner.

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10 SECTION 3

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

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16 SECTION 4

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

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26 INTRODUCED June 5, 2023

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28 ADOPTED June 26, 2023


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30 DocuSigned by:

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32 CLERK OF COUNCIL

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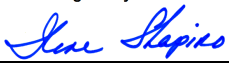
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PRESIDENT OF COUNCIL

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APPROVED June 26, 2023

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36 DocuSigned by:

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38 EXECUTIVE

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40 ENACTED EFFECTIVE June 27, 2023