

1 RESOLUTION NO. 2024-223

2

3 SPONSOR Executive Shapiro

4

5 DATE August 5, 2024

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, for the rental of an emergency generator to provide back-up**
9 **power to the Fishcreek Wastewater Treatment Plant #25, located in the City of Stow, in**
10 **Council District 3, for a one-year term, in an amount not to exceed \$266,724.00, that will be**
11 **fully reimbursed by insurance, for the Executive’s Department of Sanitary Sewer Services,**
12 **and declaring an emergency.**

13

14 WHEREAS, the Fishcreek Wastewater Treatment Plant #25 (“WWTP #25”), located in
15 the City of Stow, in Council District 3, incurred two lightning strikes in 2021 and 2022 and a
16 rented generator must be utilized to provide a secondary source of electrical service to the Plant,
17 as required by the Ohio EPA’s NPDES permit, until emergency repairs to the damaged
18 transformer are completed; and

19

20 WHEREAS, this Council previously adopted Resolution No. 2023-169, Resolution No.
21 2022-166 and Resolution No. 2022-334, which authorized the County to fund the rental cost of
22 an emergency generator from Ohio CAT to provide electrical service at WWTP #25; and

23

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

29

30 WHEREAS, the Board of Control at its meeting held on July 31, 2024 awarded a contract
31 with Ohio CAT, as a Best Practical Source, for the rental of an emergency generator to provide
32 back-up power to WWTP #25, located in the City of Stow, in Council District 3, for a one-year
33 term, in an amount not to exceed \$266,724.00, that will be fully reimbursed by insurance, subject
34 to the approval of this Council; and

35

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

39

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

42

43 SECTION 1

44

45 The award by the Board of Control of a contract with Ohio CAT, as a Best Practical
46 Source, for the rental of an emergency generator to provide back-up power to the Fishcreek
47 Wastewater Treatment Plant #25 (“WWTP #25), located in the City of Stow, in Council District
48 3, for a one-year term, in an amount not to exceed \$266,724.00, that will be fully reimbursed by
49 insurance, is hereby confirmed and the Executive is hereby authorized to execute said contract
50 and any other necessary related documents.

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2 PAGE TWO

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4 SECTION 2

5

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.

9

10 SECTION 3

11

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.

23

24
25 INTRODUCED August 5, 2024

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27

28 ADOPTED August 19, 2024

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30 **DocuSigned by:**
Monique Willis
31
32 **CLERK OF COUNCIL**
5560BEF400F5451...

DocuSigned by:
Rita J. Darrow
33
34
35 **PRESIDENT OF COUNCIL**
18182A5B60D28408

36 APPROVED August 19, 2024

37 **DocuSigned by:**
Jane Shapiro
38
39 **EXECUTIVE**
CB35E40D287473...

Voice Vote – YES: 10 – 0: Darrow, Dickinson,
Donofrio, Ford, Kacyon, McKenney, Rodgers,
Schmidt, Wiedie Higham, Wilhite
Absent: Walters

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42 ENACTED EFFECTIVE August 20, 2024