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RESOLUTION NO. 2026-268

SPONSOR Executive Shapiro

DATE October 5, 2026 COMMITTEE Public Works

A Resolution confirming the award by the Board of Control of a professional service contract with Burgess & Niple, Inc. in an amount not to exceed $3,302,400.00 and to authorize the Executive to apply for and execute a Water Pollution Control Loan Fund Loan Agreement for a loan in an amount not to exceed $3,632,640.00, to finance the engineering design and surveying services for Project Q-460 Fishcreek Wastewater Treatment Plant #25 RBC Replacement, located in the City of Stow, in Council District 3, for the Executive's Department of Sanitary Sewer Services, and declaring an emergency.

WHEREAS, the Fishcreek Wastewater Treatment Plant ("WWTP #25") located in the City of Stow, in Council District 3, was constructed in 1979 and was upgraded in 2001; it is necessary to replace the Rotating Biological Contractor ("RBC") secondary treatment process train that reached its useful life and is out of service; and

WHEREAS, it is necessary to obtain engineering design services for WWTP #25 that include the demolition of the existing RBC train and construction of a new oxidation ditch treatment system; and obtain design services for analysis, improvements and potential upgrades to the plant's current oxidation treatment train, headworks, tertiary filters, ultraviolet disinfection system, sludge conditioning and belt filter press systems ("Q-460 Project"); and

WHEREAS, the County intends to apply for a Water Pollution Control Loan Fund ("WPCLF") loan, with the Ohio Environmental Protection Agency and the Ohio Water Development Authority, to finance the engineering design and surveying services for the Q-460 Project, for a 5-year loan term, in an amount not to exceed $3,632,640.00; and

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

WHEREAS, it is necessary to engage an engineering firm to provide professional design services for the Q-460 Project; and

WHEREAS, the County sent requests for proposals to three engineering firms for professional design services for the Q-460 Project and the Executive selected Burgess & Niple, Inc. as the highest scoring and most qualified firm; and

WHEREAS, the Board of Control, at its meeting held September 23, 2026, awarded a professional service contract with Burgess & Niple, Inc. for professional design services for the Q-460 Project, in an amount not to exceed $3,302,400.00; and

WHEREAS, this Council finds and determines, after reviewing all pertinent information, that it is necessary and in the best interest of the County to authorize the Executive to execute the professional service contract with Burgess & Niple, Inc., in an amount not to exceed $3,302,400.00; and to authorize the Executive to apply for and execute the Water Pollution Control Loan Fund Loan Agreement to finance the engineering design and surveying services for the Q-460 Project, for a 5-year loan term, in an amount not to exceed $3,632,640.00 and designate repayment from the Sanitary Sewer Enterprise Fund;

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

SECTION 1

The award by the Board of Control of a professional service contract with Burgess & Niple, Inc. for professional design services for Project Q-460 Fishcreek Wastewater Treatment Plant #25 RBC Replacement, located in the City of Stow, in Council District 3, in an amount not to exceed $3,302,400.00, is hereby confirmed and the Executive is hereby authorized to execute said professional service contract and any other necessary related documents.

SECTION 2

The Executive is hereby authorized to apply for and execute a Water Pollution Control Loan Fund Loan Agreement with the Ohio Environmental Protection Agency and the Ohio Water Development Authority for a loan, with a term of 5-years, in an amount not to exceed $3,632,640.00, to finance the engineering design and surveying services for Project Q-460 Fishcreek Wastewater Treatment Plant #25 RBC Replacement, a copy of which is attached hereto as Exhibit A, with such modifications and revisions as shall be in furtherance of the provisions of the loan agreement and not substantially adverse to the County, and any other necessary documents related to the loan. This Council further designates the Sanitary Sewer Enterprise Fund as the dedicated source of repayment for the Water Pollution Control Loan Fund loan.

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 execute a necessary agreement and loan document 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 this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and 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.

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INTRODUCED October 5, 2026

ADOPTED October 26, 2026

Signed by: Monique Willis
CLERK OF COUNCIL

Signed by: Erin Dickinson
PRESIDENT OF COUNCIL

APPROVED October 26, 2026

Signed by: Steve Shapiro
EXECUTIVE

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

ENACTED EFFECTIVE October 27, 2026