RESOLUTION NO. 2012-330

SPONSOR Mr. Pry

DATE August 27, 2012

A Resolution confirming the revised assessment for the Whitefriars Drive Sanitary Sewer Improvement Project Q-847 in the total amount of $500,633.00 as final and conclusive, and certifying the final assessment of the project as listed in Exhibit A to the Fiscal Officer to be placed on the tax list and duplicate for collection in semi-annual installments over 20 years at no interest, in Council District 8, in the Township of Coventry, for the Executive’s Department of Environmental Services, and declaring an emergency.

WHEREAS, construction of the Whitefriars Sanitary Sewer Improvements Project Q-847 (“Project”), located in the Township of Coventry, has been completed; and

WHEREAS, the Executive’s Department of Environmental Services has presented to this Council a revised assessment for the Project in the total amount of $500,633.00 based on the tentative assessment previously ratified by this Council in Resolution No. 2011-325, in the amount of $501,930.00; and

WHEREAS, this Council finds and determines, after reviewing all pertinent information, that it is in the best interest of the County of Summit to confirm the revised assessment in the total amount of $500,633.00, and that said amount should be final and conclusive (“Final Assessment”); and

WHEREAS, in accordance with Section 6117.33 of the Ohio Revised Code, and by reviewing all pertinent information, this Council finds and determines that it is in the best interest of the County of Summit that the final assessment amount of $500,633.00 should be apportioned to the properties within the Project boundaries as stated in Exhibit A, which is attached hereto and incorporated herein as if fully restated, and certified to the Fiscal Officer to be placed on the tax list and duplicate for collection in semi-annual installments over 20 years at the same rate of interest stated in the County’s loan agreement with the Ohio Water Development Authority to finance construction of the Project;

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

SECTION 1

The revised assessment for the Whitefriars Drive Sanitary Sewer Improvement Project Q-847 (“Project”) in the amount of $500,633.00 is hereby confirmed by this Council, and said amount shall be final and conclusive (“Final Assessment”).
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SECTION 2

The Final Assessment for the Project in the total amount of $500,633.00 shall be apportioned to the properties within the Project boundaries as stated in Exhibit A, which is attached hereto and incorporated herein as if fully restated, and certified to the Fiscal Officer to be placed on the tax list and duplicate for collection in semi-annual installments over 20 years at no interest.

SECTION 3

This Resolution is declared an emergency in the interest of the health, safety and welfare of the citizens of the County of Summit and for the further reason to immediately ensure the certification of assessments for the Project to the Fiscal Officer for collection in accordance with Section 6117.33 of the Ohio Revised Code.

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 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 August 27, 2012

ADOPTED August 27, 2012

CLERK OF COUNCIL

APPROVED August 28, 2012

EXECUTIVE

ENACTED EFFECTIVE August 28, 2012

Voice Vote: 11-0. YES: Comunale, Crawford, Feeman, Kostandaras, Kurt, Lee, Prentice, Rodgers, Roemer, Schmidt, Shapiro