RESOLUTION NO. 2014-080

SPONSOR Mr. Pry, Mr. Crawford

DATE March 3, 2014 COMMITTEE Public Works

A Resolution authorizing the County Executive to enter into a Water Pollution Control Loan Fund loan agreement to finance the design of the Q-832 Clinton Sanitary Sewer Design Project, in Council District 7, in an amount not to exceed $720,600.00, for the Executive’s Department of Environmental Services, and declaring an emergency.

WHEREAS, this Council previously authorized the Executive to produce detailed plans and specification for the Project in Resolution No. 2012-381; and

WHEREAS, this Council previously awarded a contract to ARCADIS for the design of the Q-832 Clinton Sanitary Sewer Design Project (“Project”) in an amount not to exceed $720,600.00 in Resolution No. 2013-193; and

WHEREAS, the Executive’s Department of Environmental Services (“DOES”) wishes to finance the cost of the design of the Project with a loan through the Water Pollution Control Loan Fund (“WPCLF”) with the Ohio Environmental Protection Agency and the Ohio Water Development Authority; and

WHEREAS, the WPCLF requires the governing authority to pass legislation for application of a loan and the execution of an agreement as well as designating a dedicated repayment source;

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

SECTION 1

The County Executive is hereby authorized to apply for a Water Pollution Control Loan Fund (“WPCLF”) loan agreement, sign all documents for and enter into a WPCLF loan with the Ohio Environmental Protection Agency and the Ohio Water Development Authority, in an amount not to exceed $720,600.00, to finance the design of the Q-832 Clinton Sanitary Sewer Design Project (“Project”), in Council District 7.

SECTION 2

It is estimated that the total cost of the Project will not exceed $720,600.00. The interest rate for the 20-year loan shall not exceed 3.6 percent per year. The dedicated source of repayment will be the Sanitary Sewer Enterprise Fund.

SECTION 3

This Resolution is hereby 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 that it will immediately allow the County to obtain funds for the design of the Project to build sanitary sewers to reduce or eliminate existing health problems and hazard of water pollution in the Village of Clinton.
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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.

INTRODUCED February 10, 2014

ADOPTED March 3, 2014

CLERK OF COUNCIL

PRESIDENT OF COUNCIL

APPROVED March 4, 2014

EXECUTIVE

ENACTED EFFECTIVE March 4, 2014

Voice Vote: 10-0 YES: Comunale, Crawford, Feeman, Kurt Lee, Prentice, Rodgers, Roemer, Schmidt, Shapiro

ABSENT: Kostandaras