RESOLUTION NO. 2014-133

SPONSOR Mr. Pry

DATE March 31, 2014 COMMITTEE Public Works

A Resolution authorizing the County Executive to execute an amendment to private developer agreements for the construction of sanitary sewers and a pump station with CAM, Inc., and CAM Green, LLC, authorizing the County to pay for oversizing of a portion of said sanitary sewer lines from 18" to 24" diameter pipe, and other costs related to a newly constructed pump station, in an amount not to exceed $17,804.64, in the City of Green, in Council District 8, for the Executive’s Department of Environmental Services, and declaring an emergency.

WHEREAS, in 2011, the County entered into an Agreement for Construction of Privately Financed Sanitary Sewer Lines, Sanitary Sewer Improvement #9521-1, and an Agreement for the Construction of Privately Financed Pump Station, Sanitary Improvement #9521-P, with CAM, Inc., and CAM Green, LLC (“Developers”); and

WHEREAS, subsequent to the execution of the aforementioned agreements, the County, for operational reasons, required the Developers to oversize 950 linear feet of sanitary sewer from 18” to 24”, and to perform additional work related to equipment transferred from the old Pump Station No. 51 to the new one constructed pursuant to the Agreements; and

WHEREAS, the costs for the required oversizing and work is $17,804.64; and

WHEREAS, a copy of the proposed Amendment to the above referenced agreements is attached to this Resolution as Exhibit A; and

WHEREAS, this Council finds and determines, after reviewing all pertinent information, that amending the above referenced agreements in the manner described above is necessary and in the best interest of the County of Summit;

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 execute an Amendment to the Agreement for Construction of Privately Financed Sanitary Sewer Lines, Sanitary Sewer Improvement #9521-1, and to the Agreement for the Construction of Privately Financed Pump Station, Sanitary Improvement #9521-P, with CAM, Inc and CAM Green LLC (“Developers”), attached as Exhibit A, to pay for oversizing sewer pipe and other required costs, in an amount not to exceed $17,804.64, located in the City of Green, in Council District 8.

SECTION 2

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 to immediately provide for adequate sewer improvements in the City of Green, in Council District 8.
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SECTION 3

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 4

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 March 17, 2014

ADOPTED March 31, 2014

CLERK OF COUNCIL

APPROVED April 1, 2014

EXECUTIVE

ENACTED EFFECTIVE April 1, 2014

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

ABSENT: Lee