RESOLUTION NO. 2014-334

SPONSOR Mr. Pry

DATE August 18, 2014

COMMITTEE Public Works

A Resolution authorizing the County Executive to apply for and enter into an agreement with the Ohio Water Development Authority for a loan in an amount not to exceed $483,106.00 to fund the construction of the Q-951 Massillon Road Sanitary Sewer Rehabilitation Project, located in Council District 8, and to appropriate funds in an amount not to exceed $531,416.60, for the period ending 12/31/14, for the Executive’s Department of Environmental Services, and declaring an emergency.

WHEREAS, County Council approved a contract with Insight Pipe Contracting, L.P., for the construction of the Q-951 Massillon Road Sanitary Sewer Rehabilitation Project ("Project"), in an amount not to exceed $483,106.00 in Resolution No. 2014-289; and

WHEREAS, the County intends to apply for an Ohio Water Development Authority ("OWDA") loan to finance the construction of the Project; and

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

WHEREAS, it is necessary to appropriate the loan proceeds totaling $483,106.00 and contingency funds totaling $48,310.60, in the event unforeseen project costs are incurred; and

WHEREAS, this Council finds and determines, after reviewing all pertinent information, that the aforementioned loan and appropriation of funds for the period ending 12/31/14 are 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 apply for and execute the Cooperative Agreement with the Ohio Water Development Authority ("OWDA") substantially in the form as set forth in Exhibit A attached hereto, for a 20-year loan in an amount not to exceed $483,106.00 to fund construction of the Q-951 Massillon Road Sanitary Sewer Rehabilitation Project ("Project").

SECTION 2

It is estimated that the total cost of Project will not exceed $483,106.00. The interest rate for the 20-year loan shall not exceed 5 percent per year. The dedicated source of repayment will be the Sanitary Sewer Enterprise Fund.
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SECTION 3

Funds are hereby appropriated for the Project as follows:

<table>
<thead>
<tr>
<th>ACCOUNT NO</th>
<th>DESCRIPTION</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Q-951</td>
<td>Massillon Road Sanitary Sewer Rehabilitation Project</td>
<td></td>
</tr>
<tr>
<td>Revenue</td>
<td></td>
<td></td>
</tr>
<tr>
<td>53113-8510-19504</td>
<td>OWDA Loans/Reimbursements</td>
<td>$483,106.00</td>
</tr>
<tr>
<td>53113-8510-19999</td>
<td>Transfers In</td>
<td>$48,310.60</td>
</tr>
<tr>
<td>Grand Total – Q-951 Project</td>
<td></td>
<td>$531,416.60</td>
</tr>
<tr>
<td>Expense</td>
<td></td>
<td></td>
</tr>
<tr>
<td>53113-8510-78501</td>
<td>Capital Outlay</td>
<td>$531,416.60</td>
</tr>
</tbody>
</table>

SECTION 4

The County Fiscal Officer is hereby authorized and directed to effect the within appropriations.

SECTION 5

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 and appropriate funds for the construction of the Project to provide for a needed improvement.

SECTION 6

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 7

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 August 4, 2014

ADOPTED August 18, 2014

CLERK OF COUNCIL

APPROVED August 19, 2014

EXECUTIVE

ENACTED EFFECTIVE August 19, 2014

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