RESOLUTION NO. 2014-411

SPONSOR Mr. Pry

DATE September 22, 2014 COMMITTEE Public Works

A Resolution amending Resolution No. 2014-080 to authorize the County Executive enter into a Water Pollution Control Loan Fund agreement to finance the design of the Q-832 Clinton Sanitary Sewer Design Project, in Council District 7, in an amount not to exceed $863,457.20, for the Executive’s Department of Environmental Services, and declaring an emergency.

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

WHEREAS, County Council previously adopted Resolution No. 2014-080, which authorized the County Executive to enter into a Water Pollution Control Loan Fund agreement in an amount not exceed $720,600.00 to finance the design of the Project; and

WHEREAS, County Council subsequently authorized a change order to said design contract increasing said design contract amount to $792,840.00 in Resolution No. 2014-369; and

WHEREAS, this Council finds and determines, after reviewing all pertinent information, that it is necessary and in the best interest of the County of Summit to amend Resolution No. 2014-080 to accurately reflect the current cost of the design contract with ARCADIS, and amend the amount of the WPCLF loan to $863,457.20, including administrative costs and contingencies, and that the term of the loan shall be five years instead of 20 years;

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

SECTION 1

Section 1 of Resolution No. 2014-080 is hereby amended to authorize the County Executive to apply for a Water Pollution Control Loan Fund (“WPCLF”) agreement, sign all documents for and enter into a WPCLF agreement with the Ohio Environmental Protection Agency and the Ohio Water Development Authority, to finance the design of the Q-832 Clinton Sanitary Sewer Design Project (“Project”), located in Council District 7, in an amount not to exceed $863,457.20.

SECTION 2

Section 2 of Resolution No. 2014-080 is hereby amended to state that it is estimated that the total cost of Project will not exceed $863,457.20. The interest rate for the five-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.

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 September 8, 2014

ADOPTED September 22, 2014

CLERK OF COUNCIL

APPROVED September 22, 2014

EXECUTIVE

ENACTED EFFECTIVE September 22, 2014

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