

1 RESOLUTION NO. 2010-110

2  
3 SPONSOR Mr. Pry

4  
5 DATE March 29, 2010 COMMITTEE Public Works

6  
7 **A Resolution authorizing the County Executive to execute a cooperative agreement for**  
8 **planning of wastewater facilities with the Ohio Water Development Authority ("OWDA")**  
9 **pursuant to which the County of Summit will borrow \$246,178.00 from the Water**  
10 **Pollution Control Loan Fund, repayable over a term of five years, at an interest rate of**  
11 **3.2%, for engineering design services for the Q-949 Springfield Waste Water Treatment**  
12 **Plant improvements, in Council District 8, for the Executive's Department of**  
13 **Environmental Services, and declaring an emergency.**

14  
15 WHEREAS, the County of Summit Local Government Agency ("LGA") seeks to acquire  
16 engineering services for the Q-949 Springfield Waste Water Treatment Plant improvements  
17 ("Facilities"); and

18  
19 WHEREAS, the LGA desires to obtain a loan administered by the OWDA to finance  
20 costs of the planning of such Facilities on the terms set forth in the Cooperative Agreement  
21 (defined below); and

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23 WHEREAS, pursuant to the Cooperative Agreement, the LGA will borrow an amount  
24 not to exceed \$246,178.00 from the Water Pollution Control Loan Fund, repayable over a term  
25 of five years, at an interest rate of 3.2%, with an annual payment of approximately \$49,630.18  
26 for the funding of the engineering services for the Q-949 Springfield Waste Water Treatment  
27 Plant improvements; and

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29 WHEREAS, the OWDA has indicated its willingness to make a loan for that purpose and  
30 on those terms; and

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32 WHEREAS, this Council previously adopted Resolution No. 2010-003, which confirmed  
33 an award by the Board of Control of a professional service contract with CT Consultants, Inc. to  
34 provide engineering services for the Q-949 Springfield Waste Water Treatment Plant  
35 improvements, in an amount not to exceed \$246,178.00; and

36  
37 WHEREAS, this Council has determined by reviewing all pertinent information that it is  
38 necessary and in the best interest of the County of Summit to authorize the County Executive to  
39 execute said cooperative agreement with OWDA.

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

43  
44 SECTION I

45  
46 The County of Summit, as the LGA, hereby approves the planning of the aforesaid  
47 wastewater facilities (Southwest Summit County Wastewater Study) in cooperation with the  
48 OWDA under the provisions, terms and conditions set forth in the "Cooperative Agreement for  
49 State Planning Project" (the Cooperative Agreement") and hereby authorizes the County

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2 PAGE TWO

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4 SECTION 1 (cont'd.)

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6 Executive on behalf of the LGA to execute the Cooperative Agreement with the OWDA  
7 substantially in the form set forth in Exhibit A, attached hereto and incorporated herein as if fully  
8 restated.

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10 SECTION 2

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12 This Resolution is hereby declared an emergency in the interest of the health, safety and  
13 welfare of the citizens of the County of Summit and for the for the further purpose of  
14 immediately authorizing the Executive to execute a Cooperative Agreement for State Planning  
15 Project with the OWDA for funding engineering services for the Q-949 Springfield Waste Water  
16 Treatment Plant improvements.

17  
18 SECTION 3

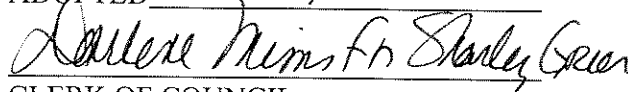
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20 Provided this Resolution receives the affirmative vote of eight members, it shall take  
21 effect immediately upon its adoption and approval by the Executive; otherwise, it shall take  
22 effect and be in force at the earliest time provided by law.

23  
24 SECTION 4

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26 It is found and determined that all formal actions of this Council concerning and relating  
27 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all  
28 deliberations of this Council and of any of its committees that resulted in such formal action,  
29 were in meetings open to the public, in compliance with all legal requirements, including Section  
30 121.22 of the Ohio Revised Code.

31  
32 INTRODUCED March 15, 2010

33  
34 ADOPTED March 29, 2010

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37 CLERK OF COUNCIL

  
38 PRESIDENT OF COUNCIL

39 APPROVED March 29, 2010

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41   
42 EXECUTIVE

43 March 29, 2010  
ENACTED EFFECTIVE

Voice Vote: 9-0 YES: Comunale, Crawford, Crossland, Feeman, Kostandaras,  
Poda, Prentice, Rodgers, Schmidt Absent: Shapiro, Smith