

1 RESOLUTION NO. 2014-288

2  
3 SPONSOR Mr. Pry

4  
5 DATE June 16, 2014

COMMITTEE Public Works

6  
7 **A Resolution authorizing the County Executive to execute any agreements and documents**  
8 **necessary to participate with the Village of Mogadore in applying for Ohio Public Works**  
9 **Commission funding for the Orchard Street Reconstruction Project, located in the Village**  
10 **of Mogadore, in Council District 8, with the County of Summit’s share of the cost of the**  
11 **project estimated to be \$57,000.00 for sewer rehabilitation and repair, and any agreements**  
12 **and documents necessary to participate in the Project, for the Executive’s Department of**  
13 **Environmental Services, and declaring an emergency.**

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15 WHEREAS, the Village of Mogadore is undertaking the Orchard Street Reconstruction  
16 Project (the “Project”), located in the Village, in Council District 8, which is estimated to cost  
17 \$1,035,915.00; and

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19 WHEREAS, the County has agreed to participate in the Project through the rehabilitation  
20 and repair of approximately 2500 feet of 8" sanitary sewer by lining and/or replacement on  
21 Orchard Street from Fenton to Cleveland Streets, with a total estimated cost of the lining and/or  
22 replacement of \$112,500.00, and

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24 WHEREAS, the rehabilitation and repair of the aforementioned sanitary sewer is  
25 necessary because the three-foot sections of vitrified clay pipe were installed in the late 1920's  
26 and have cracks and leaks and have become a source of high inflow and infiltration of storm or  
27 ground water; and

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29 WHEREAS, the County will participate with the Village in applying for Ohio Public  
30 Works Commission (“OPWC”) funding for the Project; and

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32 WHEREAS, if the application is accepted, the OPWC would provide approximately  
33 \$57,000.00 in the form of a grant (50%) for the County’s portion of the Project, with the  
34 remaining 50% contributed by the County’s as a local cash match in the amount of \$57,000.00,  
35 which will be paid through Department of Environmental Services Sewer Enterprise Fund; and

36  
37 WHEREAS, this Council finds and determines, after reviewing all pertinent information,  
38 that it is necessary to authorize the County Executive to execute any agreements and documents  
39 necessary to participate with the Village in applying for OPWC funding for the Project, and any  
40 agreements and documents necessary to participate in the Project; and

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

44  
45 SECTION I

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47 The County Executive is hereby authorized to execute any agreements and documents  
48 necessary to participate with the Village of Mogadore in applying for Ohio Public Works  
49 Commission funding for the Orchard Street Reconstruction Project (the “Project”), located in the  
50 Village of Mogadore, in Council District 8, with the County of Summit’s share of the cost of the  
51 project estimated to be \$57,000.00 for sewer rehabilitation and repair, and any agreements and  
52 documents necessary to participate in the Project. The expenditure of \$57,000.00 from the

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2 PAGE TWO

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4 SECTION 1 (cont'd.)

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6 Department of Environmental Services Sewer Enterprise Fund as the County's local cash match  
7 for the County's portion of the Project is hereby authorized.

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9 SECTION 2

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11 The Clerk of Council is instructed to provide two certified copies of this Resolution to the  
12 Director of the Executive's Department of Environmental Services, for submission to the Ohio  
13 Public Works Commission with said grant application.

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15 SECTION 3

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17 This Resolution is hereby declared an emergency in the interest of the health, safety and  
18 welfare of the citizens of the County of Summit, and for the further reason that it will allow the  
19 County and the Village of Mogadore to obtain grant funds for immediately needed sanitary  
20 sewer rehabilitation and repair and street reconstruction on Orchard Street in the Village, in  
21 Council District 1.

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23 SECTION 4

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

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29 SECTION 5

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31 It is found and determined that all formal actions of this Council concerning and relating  
32 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all  
33 deliberations of this Council and of any of its committees that resulted in such formal action,  
34 were in meetings open to the public, in compliance with all legal requirements, including Section  
35 121.22 of the Ohio Revised Code.

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38 INTRODUCED June 16, 2104

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40 ADOPTED June 16, 2014

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44 CLERK OF COUNCIL

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52 PRESIDENT OF COUNCIL

46 APPROVED June 17, 2014

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50 EXECUTIVE

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52 ENACTED EFFECTIVE June 17, 2014

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