

1 RESOLUTION NO. 2014-527

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3 SPONSOR Mr. Pry

4
5 DATE December 8, 2014 COMMITTEE Public Works

6
7 **A Resolution authorizing the County Executive to enter into a supplemental Water**
8 **Pollution Control Loan Fund loan agreement in an amount not to exceed \$734,189.60 to**
9 **finance Change Order No. 4 of the Springfield Waste Water Treatment Plant**
10 **Improvement Project Q-949, located in Council District 8, for the Executive's Department**
11 **of Environmental Services, and declaring an emergency.**

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13 WHEREAS, Resolution 2013-303 awarded construction of the Springfield Waste Water
14 Treatment Plant Improvement Project Q-949 ("Project") to Kenmore Construction Co., that will
15 repair, rehabilitate and/or replace equipment and structures which will return the Springfield
16 Waste Water Treatment Plant, to proper operating condition and prevent potential EPA
17 violations; and

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19 WHEREAS, Resolution No. 2013-407 authorizes the County to enter into a Water
20 Pollution Control Loan Fund ("WPCLF") loan not to exceed \$5,159,134.29 to finance the design
21 and construction of the Project; and

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23 WHEREAS, The Ohio Environmental Protection Agency is now requiring the County to
24 replace 3 rotating biological contractors ("RBCs") at the Springfield Waste Water Treatment
25 Plant as part of the Project, which will cost \$681,499.60; and

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27 WHEREAS, samples of the metal collector mechanisms in the primary clarifiers, taken
28 after commencement of the Project, have shown low levels of lead, and under OSHA
29 requirements, these mechanisms must be sandblasted and recoated at a cost of \$52,690.00; and

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31 WHEREAS, WPCLF requires the County to apply for a supplemental loan to finance the
32 above items as approved under Change Order No. 4, and further requires the County to pass
33 legislation for application of the supplemental loan and the execution of an agreement as well as
34 designating a dedicated repayment source;

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

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39 SECTION 1

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41 That the County Executive be and is hereby authorized to apply for a supplemental Water
42 Pollution Control Loan Fund ("WPCLF") loan agreement, sign all documents for and enter into a
43 Water Pollution Control Loan Fund loan with the Ohio Environmental Protection Agency and
44 the Ohio Water Development Authority to finance Change Order No. 4 of the Springfield Waste
45 Water Treatment Plant Improvement Project Q-949 ("Project") in an amount not to exceed
46 \$734,189.60, located in Council District 8.
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2 PAGE TWO

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4 SECTION 2

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6 It is estimated that the total cost of Change Order No. 4 of the Project will not exceed
7 \$734,189.60. The interest rate for the 20-year loan shall not exceed 3.4 percent per year. The
8 dedicated source of repayment will be the Sanitary Sewer Enterprise Fund.
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11 SECTION 3

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13 This Resolution is hereby declared an emergency in the interest of the health, safety, and
14 welfare of the citizens of the County of Summit, and for the further reason that it will
15 immediately allow the County to replace 3 rotating biological contractors and sandblast and
16 recoat the metal collector mechanisms in the primary clarifiers at the Springfield Waste Water
17 Treatment Plant.
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19 SECTION 4

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21 Provided this Resolution receives the affirmative vote of eight members, it shall take
22 effect immediately upon its adoption and approval by the Executive; otherwise, it shall take
23 effect and be in force at the earliest time provided by law.
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25 SECTION 5

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27 It is found and determined that all formal actions of this Council concerning and relating
28 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all
29 deliberations of this Council and any of its committees that resulted in such formal action, were
30 in meetings open to the public, in compliance with all legal requirements, including Section
31 121.22 of the Ohio Revised Code.
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34 INTRODUCED November 24, 2014

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36 ADOPTED December 8, 2014

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40 CLERK OF COUNCIL


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42 PRESIDENT OF COUNCIL

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44 APPROVED December 9, 2014

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46 EXECUTIVE

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48 ENACTED EFFECTIVE December 9, 2014

Voice Vote: 8-0 YES: Comunale, Crawford, Feeman, Kurt,
Lee, Roemer, Schmidt, Shapiro
ABSENT: Kostandaras, Prentice, Rodgers