

# County Council of Cuyahoga County, Ohio

## Resolution No. R2012-0017

<p>Sponsored by: <b>County Executive FitzGerald/Department of Public Works</b></p>	<p><b>A Resolution</b> authorizing a Water Pollution Control Loan Fund Agreement with Ohio Environmental Protection Agency and Ohio Water Development Authority in the amount of \$378,483.00 for the Jefferson Drive Lateral Rehabilitation/Reconstruction Project; authorizing the County Executive to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.</p>
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WHEREAS, the County Executive FitzGerald/Department of Public Works has submitted a request to enter into a Water Pollution Control Loan Fund Agreement with the Ohio Environmental Protection Agency and the Ohio Water Development Authority in the amount of \$378,483.00 for the Jefferson Drive Lateral Rehabilitation/Reconstruction Project; and

WHEREAS, the total amount of the loan (number CS390018-0030) is \$378,483.00 with a 2.79% interest rate which will be paid over a period of twenty (20) years with the initial payment becoming due and payable January 01, 2013; and

WHEREAS, the Highland Heights residents along Highland Road, between Pinehurst and Bishop Roads, have suffered sanitary sewer back-ups into their basements during heavy rain events; and

WHEREAS, the Cuyahoga County Sanitary Engineers conducted field testing within the sanitary service area and found that the stormwater inflow and infiltration ("I/I") is occurring primarily in the older residential area known as Williamsburg Estates, and one of the most concentrated areas of I/I is Jefferson Drive; and

WHEREAS, to solve the problem of the flooding basements, the County will line the sanitary laterals and storm laterals on Jefferson Drive, along with lining the storm main; and

WHEREAS, the loan will be paid with the Sewer District cash balances found within Sewer District 3 and specifically Highland Heights. The 20 year debt service will be paid out of the Highland Heights sewer account.

WHEREAS, it is necessary that this Resolution become immediately effective because loan approval is scheduled in Columbus, Ohio on February 23, 2012 and all documents related to such loan approval must be presented at that meeting or loan approval will be delayed.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:**

**SECTION 1.** That the County Council hereby approves the Water Pollution Control Loan Fund Agreement with the Ohio Environmental Protection Agency and the Ohio Water Development Authority in the amount of \$378,483.00 for the Jefferson Drive Lateral Rehabilitation/Reconstruction Project.

**SECTION 2.** That the County Executive is authorized to execute all documents required in connection with said loan agreement.

**SECTION 3.** It is necessary that this Resolution become immediately effective because loan approval is scheduled in Columbus, Ohio February 23, 2012 and all documents related to such loan approval must be presented at that meeting or loan approval will be delayed; therefore, this Resolution, provided it receives the affirmative vote of at least eight members of County Council, shall become immediately effective upon the signature of the County Executive; otherwise it shall be in full force and effect from and immediately after the earliest time permitted by law.

**SECTION 4.** It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and of 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

On a motion by Mr. Rogers, seconded by Ms. Simon, the foregoing Resolution was duly adopted.

Yeas: Gallagher, Schron, Conwell, Jones, Rogers, Simon, Greenspan, Miller, Brady and Connally

Nays: None

  
County Council President

2/14/2012  
Date

  
County Executive

2/17/12  
Date

  
Clerk of Council

2/14/2012  
Date

First Reading/Referred to Committee: January 24, 2012  
Committee(s) Assigned: Environment & Sustainability

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February 14, 2012