

RESOLUTION NO. 001-23R

A RESOLUTION AMENDING RESOLUTION NO. 066-22R, PASSED ON DECEMBER 12, 2022, AUTHORIZING AND DIRECTING THE CITY MANAGER TO FILE AN APPLICATION WITH THE OHIO ENVIRONMENTAL PROTECTION AGENCY (OEPA) FOR A LOAN THROUGH THE WATER POLLUTION CONTROL LOAN FUND (WPCLF) PROGRAM FOR THE DESIGN, CONSTRUCTION AND INSPECTION OF THE MILLS STREET HIGH RATE TREATMENT PROJECT AND THE ULTRAVIOLET (UV) DISINFECTION REFURBISHMENT PROJECT; AND DECLARING THAT THIS RESOLUTION SHALL TAKE IMMEDIATE EFFECT IN ACCORDANCE WITH SECTION 14 OF THE CITY CHARTER.

WHEREAS, the OEPA established the Water Pollution Control Loan Fund (WPCLF) program in 1988 and finances a variety of projects that have a water quality benefit at their core and with assistance from the Ohio Water Development Authority (OWDA), the Division of Environmental and Finance Assistance (DEFA) administers the program designed to operate in perpetuity, and to assist Ohio's communities and citizens with their water resource protection and restoration projects; and

WHEREAS, the Mills Street High Rate Treatment Project involves the replacement of three (3) pumps and the generator at the Pier Track Pump Station located along the eastern side of Cedar Point Road between Cleveland Road and First Street and major improvements to the Farwell Pump Station located along Farwell Street between Second Street and First Street; and

WHEREAS, the Ultraviolet (UV) Disinfection Refurbishment Project involves the replacement of the Trojan UV4000 system with the newest Trojan model, TrojanUV Signa, which has a slightly different footprint requiring modifications to the channel and incorporated Parshall flume entering the disinfection building where the effluent flow is metered for permit compliance and includes instrumentation, controls, and electrical upgrades, as well as a new variable frequency drive for the effluent pumping system at the Plant; and

WHEREAS, the City Commission approved an agreement for Professional Design Services with Stantec Consulting Services, Inc. of Cleveland, Ohio, for the preliminary engineering and limited detailed design of the Mills Street High Rate Treatment Project by Ordinance No. 21-136, passed on September 13, 2021; and

WHEREAS, this City Commission approved an Amendment to the agreement for Professional Design Services with Stantec Consulting Services, Inc. of Cleveland, Ohio, for the Mills Street High Rate Treatment Project, which included detailed design and preparation of bidding documents for the Ultraviolet (UV) Disinfection Refurbishment Project by Ordinance No. 22-047, passed on March 14, 2022, and subsequently approved a Second Amendment to the agreement for additional services which included construction administration for the Ultraviolet (UV) Disinfection Refurbishment Project by Ordinance No. 23-006, passed on January 9, 2023; and

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WHEREAS, this City Commission approved the filing of an application with the Ohio Environmental Protection Agency for a loan through the Water Pollution Control Loan Fund Program for the design of the Mills Street High Rate Treatment Project by Resolution No. 042-22R, passed on August 8, 2022; and

WHEREAS, this City Commission amended Resolution No. 042-22R, passed on August 8, 2022, approving the filing of a revised application with the Ohio Environmental Protection Agency for a loan through the Water Pollution Control Loan Fund Program to include the construction, and inspection for the Mills Street High Rate Treatment Project by Resolution No. 066-22R, passed on December 12, 2022; and

WHEREAS, Resolution No. 066-22R should have include the Ultraviolet (UV) Disinfection Refurbishment Project and therefore it is necessary to amend the Resolution; and

WHEREAS, the City will be submitting one application for loan funds for the design, construction, and inspection for both the Mills Street High Rate Treatment Project and the Ultraviolet (UV) Disinfection Refurbishment Project; and

WHEREAS, this Resolution should be passed as an emergency measure under suspension of the rules in accordance with Section 14 of the City Charter in order to submit the application to allow for reimbursement of funds as soon as possible in 2023; and

WHEREAS, in that it is deemed necessary in order to provide for the immediate preservation of the public peace, property, health, and safety of the City of Sandusky, Ohio, and its citizens, and to provide for the efficient daily operation of the Municipal Departments, including the Department of Public Works, of the City of Sandusky, Ohio, the City Commission of the City of Sandusky, Ohio, finds that an emergency exists regarding the aforesaid, and that it is advisable that this **Resolution** be declared an emergency measure which will take immediate effect in accordance with Section 14 of the City Charter; and NOW, THEREFORE,

BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF SANDUSKY, OHIO, THAT:

Section 1. This City Commission hereby amends Resolution No. 066-22R, passed on December 12, 2022, and authorizes and directs the City Manager to file an application on behalf of the City with the Ohio Environmental Protection Agency for a loan through the Water Pollution Control Loan Fund (WPCLF) program for the **design, construction, and inspection for both the Mills Street High Rate**

Treatment Project and the Ultraviolet (UV) Disinfection Refurbishment Project, a copy of which is on file in the Office of the Director of Public Works.

Section 2. If any section, phrase, sentence, or portion of this Resolution is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

Section 3. This City Commission finds and determines that all formal actions of this City Commission concerning and relating to the passage of this Resolution were taken in an open meeting of this City Commission and that all deliberations of this City Commission and of any of its committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 4. That for the reasons set forth in the preamble hereto, this Resolution is hereby declared to be an emergency measure which shall take immediate effect in accordance with Section 14 of the City Charter after its adoption and due authentication by the President and the Clerk of the City Commission of the City of Sandusky, Ohio.



RICHARD R. BRADY
PRESIDENT OF THE CITY COMMISSION



ATTEST: _____
CATHLEEN A. MYERS
CLERK OF THE CITY COMMISSION

Passed: January 23, 2023