

NORTHEAST OHIO REGIONAL SEWER DISTRICT
BOARD OF TRUSTEES
September 5, 2024
ACTION ITEMS

Authorization to Enter Into Agreement

1. Resolution No. 216-24 Authorization to enter into a professional services agreement with JP Morgan Chase & Co. for implementation, account maintenance, and payment processing services for the Electronic Bill Payment Software Implementation project in an amount not-to-exceed \$92,000.00.

2. Resolution No. 217-24 Authorization to enter into an agreement with the City of Garfield Heights, authorizing the District to construct and rehabilitate certain local combined, sanitary, and storm sewers under the previously authorized CSO-249-McCracken-East 112th Sewer Improvements project and transferring ownership of such local facilities to the City upon completion of the project, with no additional costs for this agreement.

3. Resolution No. 218-24 Authorization to enter into a professional services agreement with MKSK, Inc. for pre-design services for the Woodland Central West Green Infrastructure Site Improvements project in an amount not-to-exceed \$329,162.00.

4. Resolution No. 219-24 Authorization to enter into an agreement with First Energy Corporation for the relocation of thirteen electrical poles necessary for construction of the Flood Reduction at Riverview Road project, in an amount not-to-exceed \$93,758.08.

5. Resolution No. 220-24 Authorization to enter into a Water Pollution Control Loan Fund loan agreement with the Ohio Environmental Protection Agency and the Ohio Water Development Authority to accept principal forgiveness funding up to \$250,000.00 under the Infrastructure Investment and Jobs Act for the purchase of a Combustion Ion Chromatograph.

Authorization to Advertise

6. Resolution No. 221-24 Authorization to publish notice calling for bids, in accordance with Ohio Revised Code Section 6119.10, for the purchase of a Combustion Ion Chromatograph with an estimated probable cost of \$250,000.00.

7. Resolution No. 222-24 Authorization to publish notice calling for bids, in accordance with Ohio Revised Code Section 6119.10, for a public improvement contract for the Southerly Wastewater Treatment Center Tunnel Pipe Painting project with estimated probable construction costs of \$300,000.00.
8. Resolution No. 223-24 Authorization to publish notice calling for bids, in accordance with Ohio Revised Code Section 6119.10, for a two-year requirement contract for the transport and disposal of regulated wastes with an estimated probable cost of \$180,000.00.

Authorization to Issue Request for Proposal (RFP)

9. Resolution No. 224-24 Authorization to issue an RFP, in accordance with Ohio Revised Code Chapter 153, for design and construction administration/resident project representation services for the Easterly District Capacity Improvements project.

Authorization to Amend Agreement

10. Resolution No. 225-24 Authorization to amend Project Agreement No. 3837 with the Ohio Department of Transportation (ODOT) for the West Creek Stabilization in Brooklyn Heights project to accept additional funding in the amount of \$177,410.00 for additional stabilization along I-480 identified during construction, for a total ODOT contribution under the agreement not-to-exceed \$2,177,410.00.

Authorization to Enter Into Contract

11. Resolution No. 226-24 Authorization to enter into a contract for turbine generator reconditioning services for the Southerly Wastewater Treatment Center's Renewable Energy Facility with sole source vendor The Ideal Electric and Manufacturing Company in an amount not-to-exceed \$187,000.00.

Property Related Transaction

12. Resolution No. 227-24 Authorization to appropriate one subterranean easement at the property known as PPN 131-22-052, located at 3423 East 55th Street, in the City of Cleveland, owned by EM&M Properties, LLC, necessary for the construction and maintenance of the Southerly Tunnel and Consolidation project and to provide for the consideration of \$300.00 determined by the fair market value to be deposited with the Cuyahoga County Probate Court.

13. Resolution No. 228-24 Authorization to appropriate one subterranean easement at the property known as PPN 131-20-072, located at 3472 East 52nd Street, in the City of Cleveland, owned by Ascend Elite Properties, LLC, necessary for the construction and maintenance of the Southerly Tunnel and Consolidation project and to provide for the consideration of \$1,900.00 determined by the fair market value to be deposited with the Cuyahoga County Probate Court.

14. Resolution No. 229-24 Authorization to appropriate one subterranean easement at the property known as PPN 131-21-066, located at 3450 East 53rd Street, in the City of Cleveland, owned by Dakota and Hannah Meyer, necessary for the construction and maintenance of the Southerly Tunnel and Consolidation project and to provide for the consideration of \$300.00 determined by the fair market value to be deposited with the Cuyahoga County Probate Court.

Authorization for Bond Issuance and Defeasance

15. Resolution No. 230-24 Providing for the authorization, issuance and sale of not to exceed \$88,000,000 Northeast Ohio Regional Sewer District Wastewater Improvement Refunding Revenue Bonds, Series 2024A, for the purpose of refunding some or all of certain obligations previously issued for the purpose of acquiring, constructing and improving water resource projects, all as authorized by the Trust Agreement; authorizing the use, if necessary, of certain available moneys of the District, not to exceed \$35,000,000, for the purpose of defeasing such obligations; authorizing the execution of a Twelfth Supplemental Trust Agreement to extend the pledge of Net Revenues and Special Funds to secure such Series 2024A Bonds, to provide covenants appropriate to the protection and disposition of such Net Revenues and Special Funds, and to secure the payment of the principal of and interest on the Series 2024A Bonds at their respective maturities on a parity with all Outstanding Bonds issued under the Trust Agreement and any Additional Bonds that may be issued in the future; authorizing the execution of an Escrow Agreement for the purpose of effecting the refunding of the Refunded Bonds and/or the defeasance of the Defeased Bonds; authorizing the preparation and distribution of a preliminary and final Official Statement; authorizing the **(Continued on next page...)**

execution of a Bond Purchase Agreement, a Certificate of Award, and a Continuing Disclosure Agreement; and authorizing such other actions as are necessary and appropriate to accomplish the transactions hereby authorized.

16. Resolution No. 231-24 Providing for the authorization, issuance and sale of not to exceed \$817,835,000 Northeast Ohio Regional Sewer District Wastewater Improvement Refunding Revenue Bonds, Series 2024B, for the purpose of refunding some or all of certain obligations previously issued for the purpose of acquiring, constructing and improving water resource projects, all as authorized by the Trust Agreement; authorizing the use, if necessary, of certain available moneys of the District, not to exceed \$35,000,000, for the purpose of defeasing such obligations; authorizing the execution of a Thirteenth Supplemental Trust Agreement to extend the pledge of Net Revenues and Special Funds to secure such Series 2024B Bonds, to provide covenants appropriate to the protection and disposition of such Net Revenues and Special Funds, and to secure the payment of the principal of and interest on the Series 2024B Bonds at their respective maturities on a parity with all Outstanding Bonds issued under the Trust Agreement and any Additional Bonds that may be issued in the future; authorizing an invitation to offer to tender certain outstanding bonds; authorizing the preparation and distribution of a preliminary and final Official Statement; authorizing the execution of a Bond Purchase Agreement, a Certificate of Award, a Continuing Disclosure Agreement, and, if necessary, an Escrow Agreement for the purpose of effecting the defeasance of the Defeased Bonds; and authorizing such other actions as are necessary and appropriate to accomplish the transactions hereby authorized.

Authorization to Retain Legal Counsel

17. Resolution No. 232-24 Authorizing the District to retain Squire Patton Boggs, L.L.P. and Forbes, Fields & Associates Co., L.P.A. to serve as co-bond counsel for the Series 2024A and Series 2024B Wastewater Improvement Revenue Refunding Bonds in a total amount for all bond counsel not-to-exceed \$225,000.00.

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INFORMATION ITEMS**

There are no information items for September 5, 2024.

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