

# County Council of Cuyahoga County, Ohio

## Resolution No. R2011-0046

<p>Sponsored by: <b>County Executive FitzGerald/ Department of Public Works</b></p>	<p><b>A Resolution</b> accepting the construction of County Improvement No. 1406, Cook Road/MacKenzie Road Sanitary Sewer in Olmsted Township, County Sewer District No. 14, as complete and in accordance with plans and specifications; requesting authority for the County Treasurer to release the escrow account, in accordance with Ohio Revised Code Section 153.63; and declaring the necessity that this Resolution become immediately effective.</p>
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WHEREAS, County Sewer Improvement No. 1406, Cook Road/MacKenzie Road Sanitary Sewer in Olmsted Township, County Sewer District No. 14, is complete and in accordance with plans and specifications as required under Contract No. CE0800806-01 with Northeast Ohio Trenching Service, Inc.; and,

WHEREAS, the County Engineer/Sanitary Engineering Division has requested that the County Treasurer be authorized to release the escrow upon notification the County of Cuyahoga; and,

WHEREAS, The County Engineer/Sanitary Engineer confirmed that the work was completed to the satisfaction of the Inspectors, the Engineer, and the Village of Olmsted Township; and,

WHEREAS, The County Engineer/Sanitary Engineer confirmed that the final cost of project was paid in full in the amount of \$606,989.64, and that this cost was lower than both the project estimate which was \$916,000.00 and the original contract with Northeast Ohio Trenching Service, Inc., which was for the amount of \$647,330.00;

WHEREAS, The County Engineer/Sanitary Engineer confirmed the close out of the project's performance bond and commencement of the two year maintenance bond; and,

WHEREAS, This sewer will be part of the County Sewer District and be maintained as a part thereof.

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

**SECTION 1.** County Sewer Improvement No. 1406, Cook Road/MacKenzie Road Sanitary Sewer in Olmsted Township, County Sewer District No. 14, is approved and accepted as being complete in accordance with plans and specifications as required by Contract No. CE0800806-01 with Northeast Ohio Trenching Service, Inc.

**SECTION 2.** The County Treasurer is hereby authorized to release the escrow in the amount of \$25,893 plus any accrued interest upon notification from the County of Cuyahoga.

**SECTION 3.** It is necessary that this Resolution become immediately effective in order to continue the usual and daily operation of the County. Provided that this Resolution receives the affirmative vote of eight members elected to Council, this Resolution shall become immediately effective upon the signature of the County Executive.

**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. Schron, seconded by Mr. Greenspan, the foregoing Resolution was duly adopted.

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

Nays: None

  
County Council President

2/10/2011  
Date

  
County Executive

2/11/11  
Date

  
Clerk of Council

2/8/2011  
Date