

County Council of Cuyahoga County, Ohio

Resolution No. R2011-0191

Sponsored by: County Executive FitzGerald/Department of Public Works/County Engineer and Councilmember Germana	A Resolution authorizing the County Executive to make an application for allocation from County Motor Vehicle \$5.00 License Tax Funds in the amount of \$446,707.88 for repair and resurfacing of Tiedeman Road from Brookpark Road to Memphis Avenue in the City of Brooklyn, and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, the Cuyahoga County Engineer has submitted an application for allocation from the County Motor Vehicle \$5.00 License Tax Fund in the amount of \$446,707.88 for repair and resurfacing of Tiedeman Road from Brookpark Road to Memphis Avenue in the City of Brooklyn; and,

WHEREAS, pursuant to O.R.C. 4504.02, the County imposes a \$5.00 motor vehicle tax on each motor vehicle registered in the County; and,

WHEREAS, the funds derived from that tax may be utilized for the purposes set forth in O.R.C. 4504.02, which include the planning, construction, improvement, maintenance and repair of public roads, highways and streets; and,

WHEREAS, on 3/26/2009 the Board of County Commissioners approved by Resolution No. 091202 an agreement of cooperation by and between said Board and the City of Brooklyn for the repair and resurfacing of Tiedeman Road from Brookpark Road to Memphis Avenue in the City of Brooklyn; and,

WHEREAS, pursuant to said agreement of cooperation, the City of Brooklyn agreed to participate with the County in the cost of the repair and resurfacing of Tiedeman Road from Brookpark Road to Memphis Avenue in the City of Brooklyn by an allocation from the County License Tax Fund to pay the County's portion of the project; and,

WHEREAS, the County's portion of the cost of the repair and resurfacing of Tiedeman Road from Brookpark Road to Memphis Avenue in the City of Brooklyn is estimated to be \$446,707.88, while federal funds will provide for 80% of the eligible costs, up to a maximum of \$4,000,000.00, and the City of Brooklyn will finance the remaining amount of the project.

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

SECTION 1. That the County Executive is authorized to allocate \$446,707.88 from County Motor Vehicle \$5.00 License Tax Fund for the repair and resurfacing of Tiedeman Road from Brookpark Road to Memphis Avenue in the City of Brooklyn.

SECTION 2. That the application for the allocation from the County Motor Vehicle \$5.00 License Tax Fund in the amount of \$446,707.88 is approved.

SECTION 3. It is necessary that this Resolution become immediately effective to assure that work can commence and conclude during the prime construction season and not jeopardize Federal funding secured for this project. Provided that this Resolution receive the affirmative vote of eight members of 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. Germana, seconded by Mr. Rogers, the foregoing Resolution was duly adopted.

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

Nays: None

Absent: Miller

County Council President

Date

County Executive

Date

Clerk of Council

Date

First Reading/Referred to Committee: May 24, 2011

Committee(s) Assigned: Public Works, Procurement & Contracting

Additional Sponsorship Requested on the Floor: May 31, 2011

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