

County Council of Cuyahoga County, Ohio

Resolution No. R2012-0045

<p>Sponsored by: County Executive FitzGerald/Department of Development and Councilmembers Rogers, Simon, Greenspan, Miller, Brady, Germana, Gallagher, Conwell, Jones and Connally</p>	<p>A Resolution authorizing a Brownfields Revolving Loan Fund (BRLF) Subgrant award in the amount not-to-exceed \$600,000.00 to Cleveland-Cuyahoga County Port Authority for environmental cleanup for the Dike 14 project, located at 8701 Lakeshore Boulevard, Cleveland, for the period 3/1/2012 - 6/30/2013; authorizing the County Executive and/or Director of Development to execute all documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective.</p>
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WHEREAS, the County Executive/Department of Development has recommended a subgrant award to Cleveland-Cuyahoga County Port Authority in the amount not-to-exceed \$600,000.00 for environmental cleanup for the Dike 14 project located at 8701 Lakeshore Boulevard, Cleveland, in connection with the United States Environmental Protection Agency Brownfield Revolving Loan Fund Program for the period 3/1/2012 – 6/30/2013; and,

WHEREAS, the Cleveland Lakefront Nature Preserve-Dike 14 is a former confined disposal facility, which held soils and sediments dredged from the Cuyahoga River and deemed too hazardous to dump into the open waters of Lake Erie by the Cleveland Harbor; and,

WHEREAS, the Cleveland-Cuyahoga County Port Authority requests financial assistance for the ~~removal~~ **mitigation** of a 5-acre area of contaminated soil; and,

WHEREAS, the primary goals of the Dike 14 project are to complete the environmental cleanup of a 5-acre portion of Dike 14, facilitate the use of the site as a nature preserve, and to protect the habitat for the migrating wildlife and the public; and,

WHEREAS, the Department of Development applied for and received a \$600,000.00 United States Environmental Protection Agency Supplemental RLF grant award (EA2011-0116) on or about 9/22/2011; and,

WHEREAS, funds are to be utilized for environmental cleanup activities, such as asbestos abatement or soil remediation, at eligible properties located in Cuyahoga County; and,

WHEREAS, a 20% match was required for the United States Environmental Protection Agency grant award, which will be satisfied by Cleveland-Cuyahoga County Port Authority as the total project cost exceeds \$1,000,000.00; and,

WHEREAS, the project is funded 100% with federal funds through the County's United States Environmental Protection Agency Brownfield Revolving Loan Fund Program, which is funded by the United States Environmental Protection Agency; and,

WHEREAS, it is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue and to provide for the usual, daily operation of County departments, offices, and agencies.

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

SECTION 1. The Cuyahoga County Council hereby approves the County Executive's recommendation and authorizes an award to Cleveland-Cuyahoga County Port Authority in the amount not-to-exceed \$600,000.00 for environmental cleanup for the Dike 14 project located at 8701 Lakeshore Boulevard, Cleveland, in connection with the United States Environmental Protection Agency Brownfield Revolving Loan Fund Program for the period 3/1/2012 – 6/30/2013.

SECTION 2. The County Executive and/or the Director of the Department of Development are authorized to execute all documents required in connection with said award.

SECTION 3. It is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue without interruption, and to provide for the usual, daily operation of a county department; therefore, this Resolution, provided it receives the affirmative vote of eight members of Council, shall become effective immediately 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. Brady, seconded by Mr. Greenspan, the foregoing Resolution was duly adopted.

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

Nays: None

County Council President Date

County Executive Date

Clerk of Council Date

First Reading/Referred to Committee: March 13, 2012
Committee(s) Assigned: Economic Development & Planning

Amended on the Floor: March 27, 2012

Additional Sponsorship Requested on the Floor: March 27, 2012

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