

# County Council of Cuyahoga County, Ohio

## Resolution No. R2012-0160

Sponsored by: <b>County Executive FitzGerald/Department of Public Works/Division of County Engineer and Councilmember Conwell</b>	<b>A Resolution</b> authorizing a payment to Cleveland Public Power in the amount not-to-exceed \$2,190,984.28 for utility relocation work awarded on RQ24294, in connection with the improvement of East 105 <sup>th</sup> Street/Martin Luther King Drive Intersection in the City of Cleveland; and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, the County Executive/Department of Public Works has recommended a payment to Cleveland Public Power in the amount not-to-exceed \$2,190,984.28 for utility relocation work, awarded on RQ24294, in connection with the improvement of East 105<sup>th</sup> Street/Martin Luther King Drive Intersection in the City of Cleveland; and

WHEREAS, the primary goal is to complete utility relocation work necessary to proceed with construction on the above captioned project, which is anticipated to start in October 2012; and

WHEREAS, the funding for this project is as follows: (a) 50% from Federal Funds, (b) 42% will be paid from the Ohio Public Works Commission, (c) \$500,000.00 from the City of Cleveland, and (d) \$500,000.00 from Cuyahoga County, and

WHEREAS, it is necessary that this Resolution become immediately effective in order that the necessary utility relocation work can be completed so the construction on the East 105<sup>th</sup> Street/Martin Luther King Drive Intersection project can proceed as schedule.

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

**SECTION 1.** The Cuyahoga County Council hereby approves a payment to Cleveland Public Power in the amount not-to-exceed \$2,190,984.28 for utility relocation work, awarded on RQ24294, in connection with the improvement of East 105<sup>th</sup> Street/Martin Luther King Drive Intersection in the City of Cleveland.

**SECTION 2.** The funding for this project is as follows: (a) 50% from Federal Funds, (b) 42% will be paid from the Ohio Public Works Commission, (c)

\$500,000.00 from the City of Cleveland, and (d) \$500,000.00 from Cuyahoga County.

**SECTION 3.** It is necessary that this Resolution become immediately effective in order that the necessary utility relocation work can be completed so the construction on the East 105<sup>th</sup> Street/Martin Luther King Drive Intersection project can proceed as scheduled. Provided that this Resolution receives 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. Jones, seconded by Mr. Miller, the foregoing Resolution was duly adopted.

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

Nays: None

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County Council President

\_\_\_\_\_  
Date

\_\_\_\_\_  
County Executive

\_\_\_\_\_  
Date

\_\_\_\_\_  
Deputy Clerk of Council

\_\_\_\_\_  
Date

First Reading/Referred to Committee: August 14, 2012

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

Additional Sponsorship Requested: August 16, 2012

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August 28, 2012