

# County Council of Cuyahoga County, Ohio

## Resolution No. R2013-0063

<p>Sponsored by: <b>County Executive FitzGerald/Department of Public Works/Division of County Engineer</b></p> <p>Co-sponsored by: <b>Councilmembers Jones and Simon</b></p>	<p><b>A Resolution</b> declaring that public convenience and welfare requires resurfacing of Miner Road from Wilson Mills Road to Highland Heights North Corporation Line in the City of Highland Heights; total estimated construction cost \$1,753,490.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; authorizing the County Executive to enter into an agreement of cooperation with said municipality in connection with said project; and declaring the necessity that this Resolution become immediately effective.</p>
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WHEREAS, the County Executive FitzGerald/Department of Public Works/Division of County Engineer has recommended that public convenience and requires resurfacing of Miner Road from Wilson Mills Road to Highland Heights North Corporation Line in the City of Highland Heights; and

WHEREAS, the anticipated construction cost for this improvement is \$1,753,490.00; and

WHEREAS, that special assessments are not to be levied nor collected to pay for any part of the County's costs of this improvement; and

WHEREAS, the County's anticipated share of the construction cost is \$1,025,000.00, which will be paid out of the County's Road and Bridge Fund. The balance of \$728,490.00 will be paid by the City of Highland Heights; and

WHEREAS, the primary goal of this project is to properly maintain the County's infrastructure for which the County is responsible; and

WHEREAS, the location of the project is Miner Road from Wilson Mills Road to Highland Heights North Corporation Line in the City of Highland Heights, Council District 6; and

WHEREAS, the anticipated start date for construction of this project is 2014; and

WHEREAS, it is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue.

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

**SECTION 1.** That the Cuyahoga County Council hereby declares that public convenience and welfare requires resurfacing of Miner Road from Wilson Mills Road to Highland Heights North Corporation Line in the City of Highland Heights.

**SECTION 2.** That special assessments are not to be levied nor collected to pay for any part of the County's cost of this improvement.

**SECTION 3.** That County Executive is hereby authorized to enter into and execute the necessary agreement of cooperation and any other documents with the City of Highland Heights in connection with this project.

**SECTION 4.** It is necessary that this Resolution become immediately effective for the usual daily operation of the County and the reasons set forth in the preamble. Provided that this Resolution receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

**SECTION 5.** 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. Schron, the foregoing Resolution was duly adopted.

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

Nays: None

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County Council President

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Date

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County Executive

\_\_\_\_\_  
Date

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

\_\_\_\_\_  
Date

First Reading/Referred to Committee: March 27, 2013

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

Additional Sponsorship Requested: March 29, 2013

Additional Sponsorship Requested on the Floor: April 9, 2013

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April 9, 2013