

County Council of Cuyahoga County, Ohio

Resolution No. R2016-0156

Sponsored by: County Executive Budish/Department of Public Works	A Resolution authorizing a utility agreement with City of Olmsted Falls for installation and maintenance of a joint sanitary sewer; operation, maintenance and repair of pump stations and wastewater treatment plants; and maintenance and repair of storm and sanitary sewers located in County Sewer District No. 14; and authorizing the County Executive to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.
Co-sponsored by: Councilmember Gallagher	

WHEREAS, the County Executive/Department of Public Works recommends approval of a utility agreement with the City of Olmsted Falls for installation and maintenance of a joint sanitary sewer; operation, maintenance and repair of pump stations and wastewater treatment plants; and maintenance and repair of storm and sanitary sewers located in County Sewer District No. 14; and

WHEREAS, Cuyahoga County, on behalf of Olmsted Township, partnered with the City of Olmsted Falls to construct a joint sanitary sewer on Cook Road, Columbia Road and Nobottom Road (the "Joint Sewer"); and

WHEREAS, in consideration for the benefit received by the properties located in Olmsted Township, Cuyahoga County agreed to reimburse the City of Olmsted Falls fifty percent (50%) of the engineers estimated for the construction of Joint Sewer and fifty percent (50%) of the cost of maintaining the Joint Sewer; and

WHEREAS, the County's contribution for the construction Joint Sewers is funded as follows: (a) 35% Sanitary Sewer District Funds and (b) 65% Road & Bridge Funds; and

WHEREAS, the City of Olmsted Falls desires to retain Cuyahoga County to operate, maintenance and repair City-owned wastewater treatment plants and pumping stations and perform maintenance and repair of City-owned storm and sanitary sewers upon request; 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 a County entity.

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

SECTION 1. That the Cuyahoga County Council hereby authorizes a utility agreement with the City of Olmsted Falls for installation and maintenance of a joint sanitary sewer; operation, maintenance and repair of pump stations and wastewater treatment plants; and maintenance and repair of storm and sanitary sewers located in County Sewer District No. 14.

SECTION 2. That the County Executive is authorized to execute the agreement and all other documents consistent with this Resolution.

SECTION 3. 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 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 Ms. Simon, the foregoing Resolution was duly adopted.

Yeas: Hairston, Simon, Greenspan, Miller, Germana, Gallagher, Schron, Conwell, Jones, Brown and Brady

Nays: None


County Council President

10/12/2016
Date


County Executive

10/13/16
Date


Clerk of Council

10/11/2016
Date

First Reading/Referred to Committee: September 13, 2016
Committee(s) Assigned: Public Works, Procurement & Contracting

Additional Sponsorship Requested on the Floor: September 13, 2016

Committee Report/Second Reading: September 27, 2016

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