

County Council of Cuyahoga County, Ohio

Resolution No. R2017-0187

Sponsored by: County Executive Budish/Department of Public Works/Division of County Engineer	A Resolution authorizing a revenue generating Utility Agreement with City of Broadview Heights for maintenance and repair of storm sewers, sanitary sewers and water lines located in County Sewer District Nos. 13 and 16; 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.
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WHEREAS, the County Executive/Department of Public Works/Division of County Engineer recommends a revenue generating Utility Agreement with City of Broadview Heights for maintenance and repair of storm sewers, sanitary sewers and water lines located in County Sewer District Nos. 13 and 16; and

WHEREAS, the City of Broadview Heights desires to retain Cuyahoga County to perform certain services for the City of Broadview Heights to aid with the maintenance and repair of storm sewers, sanitary sewers and water lines located in Sewer District Nos. 13 and 16; and

WHEREAS, pursuant to R.C. §307.15, a county may contract with any municipal corporation to render any service, on behalf of the municipal corporation; and

WHEREAS, it is necessary that this Resolution become immediately effective in order that critical sewer maintenance and repair services can be provided by Cuyahoga County for the City of Broadview Heights' sewer system.

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

SECTION 1. The County Council hereby authorizes a revenue generating Utility Agreement with City of Broadview Heights for maintenance and repair of storm sewers, sanitary sewers and water lines located in County Sewer District Nos. 13 and 16.

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; the preservation of public peace, health, or safety in the County; and any additional 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. Tuma, seconded by Mr. Brady, the foregoing Resolution was duly adopted.

Yeas: Jones, Brown, Hairston, Simon, Baker, Miller, Tuma, Gallagher, Schron, Conwell and Brady

Nays: None

County Council President Date

County Executive Date

Clerk of Council Date

First Reading/Referred to Committee: October 24, 2017
Committee Assigned: Public Works, Procurement & Contracting

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