

Resolution No. R2017-0204

Sponsored by: **County Executive Budish/Department of Public Works/Division of County Engineer**

A Resolution declaring that public convenience and welfare requires rehabilitation of West 41st Street Bridge No. 01.05 over Norfolk Southern Railway and Train Avenue in the City of Cleveland; total estimated project cost \$400,000.00; 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.

WHEREAS, the County Executive/Department of Public Works/Division of County Engineer has recommended that public convenience and welfare requires rehabilitation of West 41st Street Bridge No. 01.05 over Norfolk Southern Railway and Train Avenue in the City of Cleveland; and,

WHEREAS, the total estimated project cost is \$400,000.00; 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, this project will be funded as follows: a) \$300,000.00 with County Road and Bridge Funds and (b) \$100,000.00 from Issue 1; 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 West 41st Street Bridge No. 01.05 over Norfolk Southern Railway and Train Avenue in the City of Cleveland, Council District 3; and,

WHEREAS, the anticipated start date for construction of this project is 2017; and,

WHEREAS, it is necessary that this Resolution become immediately effective in

SECTION 1. That the Cuyahoga County Council hereby declares that public convenience and welfare requires rehabilitation of West 41st Street Bridge No. 01.05 over Norfolk Southern Railway and Train Avenue in the City of Cleveland.

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 the County Executive is hereby authorized to enter into and execute any and all necessary agreements of cooperation and any other documents in connection with this project.

SECTION 4. 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 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. Tuma, seconded by Mr. Schron, the foregoing Resolution was duly adopted.

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

Nays: None

David Brady
County Council President

11-29-17
Date


Clerk of Council

11/28/2017
Date

First Reading/Referred to Committee: November 14, 2017
Committee(s) Assigned: Public Works, Procurement & Contracting

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