

County Council of Cuyahoga County, Ohio

Resolution No. R2018-0184

Sponsored by: County Executive Budish/Department of Public Works/Division of County Engineer	A Resolution authorizing an agreement of cooperation with City of Independence in connection with replacement of Old Rockside Road Bridge No. 00.42 over the Cuyahoga River in the City of Independence and Village of Valley View; total estimated project cost \$5,900,000.00; 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 has recommended an agreement of cooperation with City of Independence in connection with replacement of Old Rockside Road Bridge No. 00.42 over the Cuyahoga River in the City of Independence and Village of Valley View; and,

WHEREAS, the anticipated start date for construction is 2019; and,

WHEREAS, the total estimated project cost is \$5,900,000.00; and,

WHEREAS, this project will be funded as follows: (a) \$3,400,000.00 with County Motor Vehicle \$7.50 License Tax Funds and (b) \$2,500,000.00 with Federal funds; and,

WHEREAS, the primary goal of this project is to properly maintain the County's infrastructure as mandated by the Supreme Court of Ohio in *City of Independence v. Office of the Cuyahoga County Executive, Case No. 2013-0984*, decided on October 23, 2014; and,

WHEREAS, the project is located in County Council District 6; 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 an agreement of cooperation with City of Independence in connection with replacement of Old Rockside Road Bridge No. 00.42 over the Cuyahoga River in the City of Independence and Village of Valley View.

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. Tuma, seconded by Ms. Conwell, the foregoing Resolution was duly adopted.

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

Nays: None

County Council Vice-President _____
Date

County Executive _____
Date

Clerk of Council _____
Date

First Reading/Referred to Committee: September 12, 2018
Committee(s) Assigned: Public Works, Procurement & Contracting

Committee Report/Second Reading: September 25, 2018

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