

# County Council of Cuyahoga County, Ohio

## Resolution No. R2019-0269

<p>Sponsored by: <b>County Executive Budish/Department of Public Works/Division of County Engineer</b></p> <p>Co-sponsored by: <b>Councilmember Conwell</b></p>	<p><b>A Resolution</b> declaring that public convenience and welfare requires reconstruction and realignment of Franklin Avenue, as a part of the Irishtown Bend Project, from Columbus Road to West 25<sup>th</sup> Street in the City of Cleveland; total estimated project cost \$2,149,000.00; 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.</p>
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WHEREAS, the County Executive/Department of Public Works/Division of County Engineer has recommended that public convenience and welfare requires reconstruction and realignment of Franklin Avenue, as a part of the Irishtown Bend Project, from Columbus Road to West 25<sup>th</sup> Street in the City of Cleveland; and

WHEREAS, the anticipated start date for construction of the project is 2020; and

WHEREAS, that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; and

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

WHEREAS, the project is located in Council District 7; and

WHEREAS, the estimated project cost is \$2,149,000.00; and

WHEREAS, this project will be funded (a) \$1,719,200.00 (80%) from County Road and Bridge Funds and (b) \$429,800.00 (20%) from City of Cleveland/Port Authority; 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 declares that public convenience and welfare requires reconstruction and realignment of Franklin Avenue, as a part of the Irishtown Bend Project, from Columbus Road to West 25<sup>th</sup> Street in the City of Cleveland.

**SECTION 2.** That special assessments will neither be levied nor collected to pay for any part of the County's costs of said 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. Miller, the foregoing Resolution was duly adopted.

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

Nays: None

  
County Council President

  
Date

  
County Executive

12-16-19  
Date

  
Clerk of Council

12/10/2019  
Date

First Reading/Referred to Committee: November 26, 2019  
Committee(s) Assigned: Public Works, Procurement & Contracting

[Clerk's Note: A technical correction was made by the Clerk to change Franklin Road to Franklin Avenue throughout the Resolution: December 4, 2019]

Additional Sponsorship Requested: December 4, 2019

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December 10, 2019