

# County Council of Cuyahoga County, Ohio

## Resolution No. R2023-0061

Sponsored by: <b>County Executive Ronayne/Department of Public Works</b>	<b>A Resolution</b> authorizing a revenue generating Agreement with the City of Berea in the amount not-to-exceed \$550,000.00 for maintenance and repair of storm and sanitary sewers for the period 4/1/2023 – 3/31/2024; authorizing the County Executive to execute Agreement No. 3154 and all other documents consistent with said Resolution; and declaring the necessity that this Resolution become immediately effective.
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**WHEREAS**, the County Executive/Department of Public Works recommends a revenue generating Agreement No. 3154 with the City of Berea in the amount not-to-exceed \$550,000.00 for maintenance and repair of storm and sanitary sewers located in County Sewer District No. 5 for the period of 4/1/2023 – 3/31/2024; and

**WHEREAS**, the City of Berea desires to retain Cuyahoga County to perform certain services for the City of Berea to aid with the maintenance and repair of storm and sanitary sewers; 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**, this project is located in County Council District No. 5; 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 Cleveland Heights.

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

**SECTION 1.** That the Cuyahoga County Council hereby authorizes a revenue generating Agreement No. 3154 with the City of Berea in the amount not-to-exceed \$550,000.00 for maintenance and repair of storm and sanitary sewers located in County Sewer District No. 8 for the period of 4/1/2023 – 3/31/2024.

**SECTION 2.** That the County Executive is authorized to execute Agreement No. 3154 and all documents consistent with this Resolution. To the extent that any exemptions are necessary under the County Code and contracting procedures, they shall be deemed approved by the adoption of 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 Ms. Simon, the foregoing Resolution was duly adopted.

Yeas: Sweeney, Tuma, Gallagher, Conwell, Turner, Simon, Kelly, Miller and Jones

Nays: None

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County Council President	Date

_____	_____
County Executive	Date

_____	_____
Clerk of Council	Date

First Reading/Referred to Committee: March 14, 2023  
 Committee(s) Assigned: Public Works, Procurement & Contracting

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