

RESOLUTION NO. 2017-27
INTRODUCED BY: ADMINISTRATION

**A RESOLUTION RESCINDING RESOLUTION NO. 2016-56
ADOPTED AUGUST 1, 2016, AND AUTHORIZING THE
MAYOR TO EXECUTE A REVISED AGREEMENT
KNOWN AS THE EUCLID CREEK WATERSHED
PARTNERSHIP AGREEMENT, APPROPRIATING FUNDS
TO COMPLY WITH SAID AGREEMENT, AND
DECLARING AN EMERGENCY.**

WHEREAS, the City of Lyndhurst is a member of the Euclid Creek Watershed Council, which is made up of nine municipalities in the Euclid Creek Watershed organized informally in 2000 and formally in 2004 in order to, among other tasks, facilitate implementation of the State-mandated watershed action plan for the Euclid Creek Watershed, promote coordinated participation of local governments in the implementation of the plan, and coordinate implementation of the “Public Involvement and Public Education” (PIPE) Program of the Council member communities; and

WHEREAS, the assistance and support of the Cuyahoga Soil and Water Conservation District is necessary to provide personnel to be a Watershed Coordinator for the Council, and to provide staff support to the Council, coordinate the Council meetings and subcommittees, including PIPE committee functions, to provide support to local communities for watershed improvement projects and to implement their watershed goals, to encourage broad involvement in the watershed implementation process and assist with required reports to the Ohio EPA, and to perform such other tasks as may be necessary to accomplish the goals of the Council and the District; and

WHEREAS, the Euclid Creek Watershed Council has previously approved a Memorandum of Understanding between the Euclid Creek Watershed Council and the Cuyahoga Soil and Water Conservation District pertaining to the Euclid Creek Watershed Coordinator; and

WHEREAS, as part of the aforesaid Memorandum of Understanding the Council developed a Partnership Agreement among the communities of Euclid Creek Watershed Council which includes the City of Lyndhurst; and

WHEREAS, this Council determined that it is in the best interest of the City to continue the Partnership Agreement with the other Euclid Creek Watershed Communities and to that end adopted Resolution No. 2016-56 on August 1, 2016; and

WHEREAS, the scope of the required tasks has been reduced, and the required funding from the City has likewise been reduced to \$3,000.00 per year for the next four years beginning January 1, 2017, thereby requiring a revised Agreement. Now, therefore,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF LYNDHURST, CUYAHOGA COUNTY, STATE OF OHIO, THAT:

SECTION 1. Resolution No. 2016-56 adopted August 1, 2016, is hereby rescinded.

SECTION 2. The Mayor is hereby authorized to enter into a revised Partnership Agreement with the other Euclid Creek Watershed Communities, which Agreement is attached hereto, fully incorporated herein, and marked Exhibit A for identification.

SECTION 3. The Director of Finance is authorized and directed to pay an annual amount not to exceed Three Thousand Dollars (\$3,000.00) as required by the Partnership Agreement authorized in Section 1 of this Resolution.

SECTION 4. The Council finds and determines that all formal actions of this Council relating to the adoption of this Resolution have been taken at open meetings of this Council, and that deliberations of this Council and of its committees resulting in such formal action, took place in meetings open to the public, in compliance with all statutory requirements including the requirements of Section 121.22 of the Ohio Revised Code.

SECTION 5. The Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the health, safety and welfare of the residents of the City of Lyndhurst for the reasons set forth in the Preamble hereto. Therefore this Resolution shall take effect immediately upon the affirmative vote of not less than five (5) members elected to Council and signature by the Mayor or otherwise at the earliest time allowed by law.

PASSED: April 17, 2017

MAYOR

VICE MAYOR

ATTEST: _____
Clerk of Council

I, the undersigned Clerk of Council of the City of Lyndhurst, hereby certify that there is no newspaper published or having an office of publication in said City, and that I published the foregoing Ordinance by advertising the same by title on one day in each of two consecutive weeks in a newspaper of general circulation in said City, on April 27, 2017 and May 4, 2017.

Clerk of Council

First Reading: April 17, 2017

Second Reading: Suspended

Third Reading: Suspended

Passed 4-17-2017