

ORDINANCE NO. 2018-39
INTRODUCED BY: ADMINISTRATION

AN ORDINANCE AUTHORIZING THE MAYOR TO ACCEPT A PERMANENT SANITARY AND STORM SEWER EASEMENT FROM BL PROPERTIES, LTD. ACROSS CUYAHOGA COUNTY PERMANENT PARCEL NOS. 713-12-005 AND 713-12-006 IN ORDER TO CONSTRUCT, REPAIR, MAINTAIN, INSPECT AND SURVEY SAID SEWERS AND APPURTENANCES

WHEREAS, in order to enhance sanitary and storm sewer service within the City it is necessary to acquire a permanent sewer easement from BL Properties, Ltd. across the property known as Cuyahoga County Permanent Parcel Nos. 713-12-005 and 713-12-006; and

WHEREAS, BL Properties, Ltd. has agreed to grant to the City the required permanent sanitary and storm sewer easement; and

WHEREAS, the City is desirous of accepting said permanent sanitary and storm sewer easement. Now, therefore,

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

SECTION 1. This Council determines it is necessary to construct, repair, maintain, inspect and survey said sanitary and storm sewers and appurtenances in order to continue providing sanitary and storm sewer service within the City.

SECTION 2. The Mayor is hereby authorized and directed to accept a permanent sanitary and storm sewer easement from BL Properties, Ltd. across property known as Cuyahoga County Auditor's Permanent Parcel Nos. 713-12-005 and 713-12-006 in order to construct, repair, maintain, inspect and survey said sewers and appurtenances, which easement is attached hereto, marked Exhibit A, and fully incorporated herein.

SECTION 3. The Council finds and determines that all formal actions of this Council concerning and relating to the adoption of this Ordinance have been taken at open meetings of this Council; and that all deliberations of this Council and any of its committees that resulted in such formal action, took place in meetings open to the public, in full compliance with all legal requirements, including without limitation, those set forth in Section 121.22 of the Ohio Revised Code.

SECTION 4. This Ordinance shall take effect at the earliest time allowed by law.

PASSED: _____

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 the a newspaper of general circulation in said City on _____ and _____.

Clerk of Council

First Reading: _____

Second Reading: _____

Third Reading: _____

Proposed

ORDINANCE NO. 2018-40
INTRODUCED BY: ADMINISTRATION

AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT EXTINGUISHING A PERMANENT SANITARY AND STORM SEWER EASEMENT ACROSS THE PROPERTY KNOWN AS CUYAHOGA COUNTY PERMANENT PARCEL NOS. 713-12-005 AND 713-12-006

WHEREAS, the City currently owns a Permanent Easement across the property known as Cuyahoga County Permanent Parcel Nos. 713-12-005 and 713-12-006; and

WHEREAS, it is necessary to extinguish said Permanent Easement provided the property owner grants a similar easement across the property. Now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LYNDBURST, CUYAHOGA COUNTY, OHIO, THAT:

SECTION 1. The Mayor is hereby authorized and directed to extinguish a permanent sanitary and storm sewer easement across property known as Cuyahoga County Auditor's Permanent Parcel Nos. 713-12-005 and 713-12-006, which document is attached hereto, marked Exhibit A, and fully incorporated herein.

SECTION 2. The Council finds and determines that all formal actions of this Council concerning and relating to the adoption of this Ordinance have been taken at open meetings of this Council; and that all deliberations of this Council and any of its committees that resulted in such formal action, took place in meetings open to the public, in full compliance with all legal requirements, including without limitation, those set forth in Section 121.22 of the Ohio Revised Code.

SECTION 3. This Ordinance shall take effect at the earliest time allowed by law.

PASSED: _____

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 the a newspaper of general circulation in said City on _____ and _____.

Clerk of Council

First Reading: _____

Second Reading: _____

Third Reading: _____

**RESOLUTION NO. 2018-41
INTRODUCED BY: ADMINISTRATION**

**A RESOLUTION AUTHORIZING THE MAYOR TO
RETAIN KELLEY & FERRARO, LLP, TO PROVIDE
LEGAL SERVICES TO THE CITY AND DECLARING AN
EMERGENCY**

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

SECTION 1. The Mayor is hereby authorized to retain Kelley & Ferraro, LLP, to provide legal services to the City, and to execute all contracts evidencing such representation.

SECTION 2. This Council finds and determines that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken in an open meeting of this Council and that all deliberations of this Council and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

SECTION 3. This 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 reason that it is necessary to provide additional legal services immediately and without delay, therefore this Resolution shall take effect immediately upon the affirmative vote of not less than five members elected to Council, and signature by the Mayor, or otherwise at the earliest time allowed by law.

PASSED: _____

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 Resolution 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 _____ and _____.

Clerk of Council

First Reading: _____

Second Reading: _____

Third Reading: _____