

RESOLUTION NO. 2018-7
INTRODUCED BY: ADMINISTRATION

A RESOLUTION REQUESTING CUYAHOGA COUNTY TO PROCEED WITH THE RESURFACING OF CEDAR ROAD FROM IR-271 TO GREEN ROAD AND RESOLVING TO PAY ONE HUNDRED PERCENT (100%) OF THE COSTS FOR THE PRELIMINARY AND DESIGN ENGINEERING, CONSTRUCTION AND CONSTRUCTION SUPERVISION OF THE STORM SEWER REPAIRS WITHIN THE CITY OF LYNDHURST, AND DECLARING AN EMERGENCY

WHEREAS, resurfacing of Cedar Road from IR-271 to Green Road in the Cities of Beachwood, Lyndhurst, South Euclid, and University Heights is being financed by Cuyahoga County; and

WHEREAS, the Agreement between Cuyahoga County and the City of Lyndhurst states that if the COUNTY is formally requested by a MUNICIPAL RESOLUTION to include the construction of sanitary sewers, waterlines, area sewers (drainage of area surrounding the improvement), sidewalks, alternate bid items, or other items in the improvement that are in addition to those now existing and not provided for elsewhere in this Agreement, the COUNTY will do so, provided that this construction meets with the approval of the COUNTY and the MUNICIPALITY involved in this improvement; and that the MUNICIPALITY agrees to pay, or make arrangements for the payment of, the cost of said additional construction, the cost of preliminary and design engineering, and construction supervision; and

WHEREAS, by this Resolution, Cuyahoga County is formally requested to include the storm sewer repairs within the City of Lyndhurst, which are not provided for elsewhere and are a replacement of and/or an addition and/or repair to that which now exists.

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

SECTION 1: Cuyahoga County is hereby requested to include the storm sewer repairs within the City of Lyndhurst, which are not provided for elsewhere and are a replacement of and/or an addition and/or a repair to that which now exists, in the plans and specifications for the resurfacing of Cedar Road from IR-271 to Green Road in the Cities of Beachwood, Lyndhurst, South Euclid, and University Heights.

SECTION 2: The City of Lyndhurst agrees to assume one hundred percent (100%) of the cost of any expenses incurred by Cuyahoga County for the items specified, in the subject improvement.

SECTION 3: It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal actions were in meetings open to the public, in compliance with all legal requirements including section 121.22 of the Ohio Revised Code.

SECTION 4: This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety. Such necessity exists by reason of the fact that in order for plans for the resurfacing of Cedar Road from IR-271 to Green Road in the Cities of Beachwood, Lyndhurst, South Euclid, and University Heights to be approved by Cuyahoga County and said project bid, this request to include storm sewer repairs must be made immediately.

PASSED: February 5, 2018

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 February 15, 2018 and February 22, 2018.

Clerk of Council

First Reading: February 5, 2018

Second Reading: Suspended

Third Reading: Suspended