

ORDINANCE NO. 2019-23
INTRODUCED BY: ADMINISTRATION

**AN ORDINANCE AUTHORIZING A COMMUNITY
COST-SHARE AGREEMENT BY AND BETWEEN
THE NORTHEAST OHIO REGIONAL SEWER
DISTRICT AND THE CITY OF LYNDHURST FOR
THE ACACIA DAM TREE AND BRUSH REMOVAL
PROJECT**

WHEREAS, the District, as a component of implementing a regional stormwater management program, manages a financial account termed the Community Cost-Share Account that is for the aggregation and dissemination of funds derived from revenues collected from the Stormwater Fee; and

WHEREAS, one of the purposes of the Community Cost-Share Account is to provide funding to assist the City with District-approved projects through the Community Cost-Share Program; and

WHEREAS, the Community Cost-Share Program funds are used for construction, operation, and maintenance of the Local Stormwater System or Regional Stormwater Sewer System, including administrative costs directly associated with such projects as well as costs related to repair or upgrade; and

WHEREAS, the District supports the Community Cost-Share for the Acacia Dam Tree and Brush Removal Project ("Project") as a Community Cost-Share project proposed by the City, and requires an Agreement reflecting said support.

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

SECTION 1. The Mayor is hereby authorized and directed to enter into a Community Cost-Share Agreement with the Northeast Ohio Regional Sewer District, a copy of said Agreement being attached hereto, marked Exhibit "A", and incorporated herein as if fully rewritten, for the Acacia Dam Tree and Brush Removal Project.

SECTION 2. The Council finds and determines that all formal actions of this Council relating to the adoption of this Ordinance 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 3. This Ordinance shall be in full force and effect at the earliest time allowed by law.

PASSED: March 4, 2019

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 March 14, 2019 and March 21, 2019 .

Clerk of Council

First Reading: March 4, 2019

Second Reading: Suspended

Third Reading: Suspended

Passed 3-4-2019