

**ORDINANCE NO. 61-2016**

**INTRODUCED BY: Mayor Ann Marie Donegan and Council as a Whole**

**AN ORDINANCE CONSENTING TO A PROJECT AND AUTHORIZING THE MAYOR TO ENTER INTO A COOPERATION AGREEMENT WITH CUYAHOGA COUNTY FOR THE REPLACEMENT OF THE LINDBERGH BOULEVARD CULVERT C-00.93, AND DECLARING AN EMERGENCY**

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF OLMSTED FALLS, CUYAHOGA COUNTY, OHIO, THAT:**

**SECTION 1.** The City of Olmsted Falls consents to a Project and the Mayor is hereby authorized to enter into a Cooperation Agreement with Cuyahoga County for the replacement of Lindbergh Boulevard Culvert C-000.93, (the "Project") all in accordance with the "Preliminary Legislation" attached hereto as Exhibit "A" and incorporated herein by reference as if fully rewritten, and in accordance with the terms of Agreement attached hereto as Exhibit "B" and incorporated herein.

**SECTION 2.** 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 3.** This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the health, safety and welfare of the residents of Olmsted Falls and for the further reason that the replacement of the culvert is immediately necessary to address stormwater issues in the area. It shall therefore take effect immediately upon passage by the affirmative vote of not less than five (5) members elected to Council and approval by the Mayor or otherwise at the earliest time allowed by law.

\_\_\_\_\_  
*Jay Linn, Council President*

PASSED: \_\_\_\_\_

APPROVED: \_\_\_\_\_  
*Ann Marie Donegan, Mayor*

\_\_\_\_\_  
*Date*

APPROVED AS TO FORM: \_\_\_\_\_  
*Gregory M. Sponseller, Director of Law*

ATTEST: \_\_\_\_\_  
*Angela Mancini, Clerk of Council*

First Reading: \_\_\_\_\_

Second Reading: \_\_\_\_\_

Third Reading: \_\_\_\_\_

	Yea	Nay
Linn	_____	_____
Garrity	_____	_____
Haviland	_____	_____
Sculac	_____	_____
Stibich	_____	_____
Duncan	_____	_____
Miller	_____	_____