

ORDINANCE NO. 06-2018

INTRODUCED BY: Mayor James Graven and Council as a Whole

AN ORDINANCE AMENDING ORDINANCE 61-2017 TO CORRECT THE CORRECT PARTY WITH WHOM THE CITY OF OLMSTED FALLS HAS ENTERED INTO A COOPERATION AGREEMENT, NAMELY OHIO DEPARTMENT OF TRANSPORTATION FOR THE REPLACEMENT OF THE COLUMBIA ROAD CULVERT PID NO.: 99999, AND DECLARING AN EMERGENCY

WHEREAS, on November 28, 2017 the City of Olmsted Falls adopted Ordinance 61-2017, which authorized the Mayor to enter into a Cooperation Agreement with Cuyahoga County for the replacement of the Columbia road culvert PID No.: 99999; and

WHEREAS, the designation of Cuyahoga County as the contracting party was done in error, and the correct contracting party of Ohio Department of Transportation (ODOT). Now therefore,

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

SECTION 1. Ordinance No. 61-2017 is hereby amended to reflect the proper party with whom the Mayor is authorized to contract for the replacement of the Columbia Road culvert PID No: 99999 is Ohio Department of Transportation (ODOT), and any contracts entered into in this instance is hereby affirmed and ratified with the proper party Ohio Department of Transportation (ODOT).

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 expedite the highway project(s) and to promote highway safety, and this Ordinance is required to correct an error in the proper contracting party. 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.

Jim Haviland, Council President

PASSED: _____

APPROVED: _____
James Graven, Mayor *Date*

APPROVED AS TO FORM: _____
Andrew D. Bemer, Director of Law

ATTEST: _____
Angela Mancini, Clerk of Council

First Reading: _____

Second Reading: _____

Third Reading: _____

	Yea	Nay
Haviland	_____	_____
Stibich	_____	_____
Jones	_____	_____
Gorski	_____	_____
Nicolay	_____	_____
Duncan	_____	_____
Miller	_____	_____