

1 RESOLUTION NO. 2019-247

2  
3 SPONSOR Ms. Shapiro

4  
5 DATE June 24, 2019

COMMITTEE Public Works

6  
7 **A Resolution approving the detailed plans, specifications, estimate of cost in an amount not**  
8 **to exceed \$96,000.00, and tentative assessment amount for the Valley View Homeowners’**  
9 **Association Sanitary Sewer Improvement Project Q-192, located in the City of Hudson, in**  
10 **Council District 3, for the Executive’s Department of Sanitary Sewer Services, and**  
11 **declaring an emergency.**

12  
13 WHEREAS, the Valley View Homeowners’ Association (“Parcel Owners”) petitioned  
14 the County to construct the Valley View Homeowners’ Association Sanitary Sewer  
15 Improvement Project Q-192 (“Improvement Project”), a copy of which is attached hereto as  
16 Exhibit A and incorporated herein by reference, whereby the County will take ownership of, and  
17 make necessary improvements to, the grinder pump, force main and appurtenances on or serving  
18 the Property Owner’s parcels in order to abate a health nuisance; and

19  
20 WHEREAS, under the authority of the Petition, and in accordance with Sections 6117.06  
21 and 6117.28 of the Ohio Revised Code, the County may proceed with construction of the  
22 Improvement Project without further notices or hearings; and

23  
24 WHEREAS, pursuant to the Petition, the four parcels owned by the Parcel Owners will  
25 be assessed in an estimated amount of \$24,000 each; and

26  
27 WHEREAS, the detailed plans, specifications, estimate of cost in an amount not to  
28 exceed \$96,000.00, and an estimated assessment in the amount of \$24,000.00 per parcel of the  
29 Improvement Project are on file in the Clerk of Council’s Office; and

30  
31 WHEREAS, this Council finds and determines, after reviewing all pertinent information,  
32 including the detailed plans, specifications, estimate of cost and an estimated assessment of the  
33 Improvement Project, that the Improvement Project is necessary for the preservation and  
34 promotion of the public health and welfare, and is in the best interest of the County of Summit;

35  
36 NOW, THEREFORE, BE IT RESOLVED by the Council of the County of Summit, State  
37 of Ohio, that:

38  
39 SECTION 1

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41 This Council hereby approves, and ratifies, the detailed plans and specifications for the  
42 construction of the Valley View Homeowners’ Association Sanitary Sewer Improvement Project  
43 Q-192 (“Improvement Project”), the character and termini of the Improvement Project, and the  
44 boundaries of the assessment district as further described in Exhibit B, which is attached hereto  
45 and incorporated herein as if fully rewritten, located in the City of Hudson, in Council District 3.

46  
47 SECTION 2

48  
49 This Council declares that the Improvement Project is necessary for the preservation and  
50 promotion of the public health and welfare.

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2 PAGE TWO

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4 SECTION 3

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6 This Council approves the tentative total cost for the Improvement Project, in an amount  
7 not to exceed \$96,000.00.

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9 SECTION 4

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11 This Council determines that special assessments shall be levied and collected to pay the  
12 cost of the Improvement Project.

13  
14 SECTION 5

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16 The estimated assessment for the Improvement Project in the amount of \$24,000.00 per  
17 parcel, which will be specially assessed against the benefited properties, as further detailed in  
18 Exhibit C, which is attached hereto and incorporated herein as if fully rewritten, is hereby  
19 approved and ratified by this Council. The estimated assessment is for the information of  
20 property owners and shall not be levied or certified to the County's Fiscal Officer for collection.

21  
22 SECTION 6

23  
24 This Council determines that the Improvement Project, in accordance with the plans and  
25 specifications provided for the Improvement Project as herein approved and ratified, shall  
26 proceed to construction.

27  
28 SECTION 7

29  
30 This Resolution is declared an emergency in the interest of the health, safety and welfare  
31 of the residents of the County of Summit and for the further reason to provide for the immediate  
32 construction of the Improvement Project in the City of Hudson needed to abate a health nuisance.

33  
34 SECTION 8

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36 Provided this Resolution receives the affirmative vote of eight members, it shall take  
37 effect immediately upon its adoption and approval by the Executive; otherwise, it shall take  
38 effect and be in force at the earliest time provided by law.

39  
40 SECTION 9

41  
42 It is found and determined that all formal actions of the Council concerning and relating  
43 to the adoption of the Resolution were adopted in an open meeting of this Council, and that all  
44 deliberations of this Council and of any of its committees that resulted in such formal action,  
45 were in meetings open to the public, in compliance with all legal requirements, including Section  
46 121.22 of the Ohio Revised Code.  
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PAGE THREE

INTRODUCED June 17, 2019

ADOPTED June 24, 2019

  
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CLERK OF COUNCIL

  
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PRESIDENT OF COUNCIL

APPROVED June 25, 2019

  
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EXECUTIVE

ENACTED EFFECTIVE June 25, 2019

Voice Vote 10-0 - YES: Dickinson, Donofrio, Feeman, Hamilton,  
Koehler, Prentice, Rodgers, Schmidt, Walters, Wilhite  
ABSENT: McKenney