

RESOLUTION NO. 2009-384

First Reading Passage Requested  
(S. Brunot)

SPONSOR Mr. Pry

DATE October 19, 2009

COMMITTEE Public Works

**A Resolution authorizing the Executive to enter into an agreement with the City of New Franklin, whereby the County Engineer will perform the snow plowing function of, and provide snow plowing services to, the City of New Franklin, for the Engineer, and declaring an emergency.**

WHEREAS, Section 302.21 of the Ohio Revised Code provides that the Executive, with the consent of this Council, may enter into a contract with a municipality, whereby the County agrees to perform one of that municipality's functions on behalf of the municipality; and

WHEREAS, the County may designate within said agreement, which County office will perform the County's responsibilities under the agreement, and

WHEREAS, pursuant to Section 302.21 of the Ohio Revised Code, this Council wishes to enter into an agreement with the City of New Franklin ("New Franklin") whereby the County will perform the snow plowing function of, and provide snow plowing services to, New Franklin and New Franklin will pay the County for the same; and

WHEREAS, within said agreement, this Council wishes to designate the County Engineer as the County office to perform the snow plowing function and provide snow plowing services to New Franklin; and

WHEREAS, this Council finds and determines that it is necessary and in the best interest of the County of Summit to authorize the Executive to enter into an agreement with New Franklin whereby the County Engineer will perform the snow plowing function of, and provide snow plowing services to, New Franklin;

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

#### SECTION 1

The County Executive is hereby authorized to execute an agreement with New Franklin, whereby the County Engineer will perform the snow plowing function of, and provide snow plowing services to, New Franklin. A copy of the said agreement is attached hereto as Exhibit A.

#### SECTION 2

This Resolution is hereby declared an emergency in the interest of the health, safety, and welfare of the citizens of the County of Summit and for the further purpose to immediately allow the Executive to execute said agreement and allow the Engineer to immediately begin providing the snow plowing services to New Franklin.

RESOLUTION NO. 2009-384  
PAGE TWO

SECTION 3

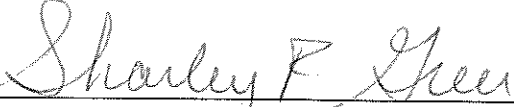
Provided this Resolution receives the affirmative vote of eight members of this Council, it shall effect immediately upon its adoption and approval by the County Executive; otherwise, it shall take effect and be in force at the earliest time provided by law.

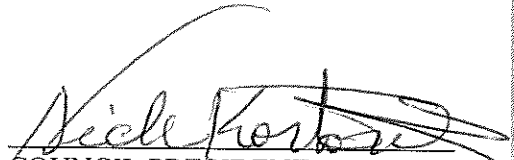
SECTION 4

It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken 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 action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

INTRODUCED October 19, 2009

ADOPTED October 19, 2009

  
CLERK OF COUNCIL

  
COUNCIL PRESIDENT

APPROVED October 20, 2009

  
EXECUTIVE

ENACTED EFFECTIVE October 20, 2009

Voice Vote: 11-0 YES: Komunale, Crawford, Crossland, Feeman, Kostandaras  
Poda, Prentice, Rodgers, Schmidt, Shapiro, Smith