

1 RESOLUTION NO. 2016-260

First Reading Passage Requested
(M. Weant)

2
3 SPONSOR Mr. Pry

4
5 DATE June 27, 2016

COMMITTEE Public Works

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7 **A Resolution authorizing the County Executive to pay Elazald LLC in an amount not to**
8 **exceed \$28,027.66 for repair and restoration to the basement and loss of personal property**
9 **resulting from a sewer back-up at its place of business in the City of Hudson, for the**
10 **Executive's Department of Sanitary Sewer Services, and declaring an emergency.**

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12 WHEREAS, on May 10, 2016, a sewer backup occurred at the business of Elazald LLC,
13 d.b.a The Impact Group, 5100 Darrow Road, in the City of Hudson, in Council District 3; and

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15 WHEREAS, Elazald LLC is a customer of the Department of Sanitary Sewer Services;
16 and

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18 WHEREAS, the cleaning and disposal of debris and disinfection of the basement cost
19 \$18,286.22, and should be paid pursuant Chapter 119A of the County of Summit's Codified
20 Ordinances, and the cost to repair and/or replace the damage to property located in the basement
21 of business is \$9,741.44, should also be paid for a total amount not to exceed \$28,027.66; and

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23 WHEREAS, this Council finds and determines after reviewing all pertinent information
24 that authorizing the Executive to pay an amount not to exceed \$28,027.66 to Elazald LLC is
25 necessary and in the best interest of the County;

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

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30 SECTION 1

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32 The County Executive is hereby authorized to pay to Elazald LLC an amount not to
33 exceed \$28,027.66 to reimburse it for the cleaning, disinfection, repair and restoration of the
34 basement and its contents at 5100 Darrow Road, in the City of Hudson, and to prepare a release
35 and other documents necessary to protect the interests of the County with said reimbursement, in
36 accordance with §130.02 and § 119A.04 of the Codified Ordinances of the County of Summit.

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38 SECTION 2

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40 The payment authorized in Section 1 shall be paid out of the Executive's Department of
41 Environmental Services' sewer fund, account number 50001-8510-61017.

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43 SECTION 3

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45 This Resolution is hereby declared an emergency in the interest of the health, safety and
46 welfare of the citizens of the County of Summit, and for the further reason that clean-up was
47 immediately necessary for health concerns, and protects the County's interests.
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2 PAGE TWO

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4 SECTION 4

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

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10 SECTION 5

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12 It is found and determined that all formal actions of this Council concerning and relating
13 to the adoption of this Resolution were adopted in all open meeting of this Council, and that all
14 deliberations of this Council and of any of its committees that resulted in such formal action,
15 were in meetings open to the public, in compliance with all legal requirements, including Section
16 121.22 of the Ohio Revised Code.

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20 INTRODUCED June 27, 2016

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22 ADOPTED June 27, 2016

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26 CLERK OF COUNCIL


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33 PRESIDENT OF COUNCIL

30 APPROVED June 28, 2016


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33 EXECUTIVE

June 28, 2016
ENACTED EFFECTIVE

Voice Vote: 10-0 YES: Crawford, Donofrio, Feeman, Kostandaras,
Prentice, Rodgers, Schmidt, Shapiro, Walters, Wilhite
ABSENT: Lee