

ORDINANCE NO.: 2022-21

FIRST READING FEBRUARY 28, 2022

INTRODUCED BY: CHRIS BELL

SECOND READING WAIVED

THIRD READING WAIVED

ORDINANCE APPROVING THE MEMORANDUM OF UNDERSTANDING BETWEEN THE VILLAGE OF SOUTH RUSSELL AND THE GEAUGA COUNTY ENGINEER AND/OR BOARD OF COMMISSIONERS FOR THE RESURFACING OF WASHINGTON STREET AND DECLARING AN EMERGENCY.

WHEREAS, the Village of South Russell desires to enter into a Memorandum of Understanding with the Geauga County Engineer and/or the Geauga County Board of Commissioners (“County”) whereby it agrees to fund the portion of the County’s Washington Street improvement that extends into the Village of South Russell pursuant to the terms and conditions of the Memorandum of Understanding, a copy of which is attached hereto as **EXHIBIT A**.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Village of South Russell, Geauga County, Ohio that:

SECTION 1. The Memorandum of Understanding between the Village of South Russell and the County Board is hereby approved pursuant to the terms and conditions in the Memorandum of Understanding attached hereto as **EXHIBIT A**.

SECTION 2. The Mayor is hereby authorized to execute the Memorandum of Understanding for the Village of South Russell.

SECTION 3. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees on or after December 2, 1975, that resulted in formal actions, were in meetings open to the public in compliance with all legal requirements, including Section 121.22, Ohio Revised Code.

SECTION 4. That this Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health and safety of the inhabitants of the Village and for the further reason that the County has requested that this be effective immediately; wherefore provided it receives the affirmative vote of at least two-thirds (2/3) of all members elected to Council, this Ordinance shall be in full force and effect from and immediately upon its passage by this Council and approval by the Mayor.



Mayor - President of Council

ATTEST:



Fiscal Officer

I certify that Ordinance No. 2022-21 was duly enacted on the 28TH day of FEBRUARY, 2022, by the Council of the Village of South Russell, and posted in accordance with the Codified Ordinances of the Village.

Danelle Romancuski
Fiscal Officer

RESOLUTION # _____

**MEMORANDUM OF UNDERSTANDING
BETWEEN SOUTH RUSSELL VILLAGE
AND THE GAUGA COUNTY ENGINEER
FOR THE RESURFACING OF WASHINGTON STREET**

South Russell Village and Bainbridge Township, Geauga County, Ohio

WHEREAS, the public interest demands the improvement hereinafter described;

WHEREAS, approximately 0.38 miles of Washington Street (CH 0606) from the Chagrin Falls Corp Line to Daisy Lane in South Russell Village, Geauga County is in need of improvement; and

WHEREAS, Geauga County Board of Commissioners intend to improve their portion of Washington Street from Daisy Lane to Chillicothe Road; and

WHEREAS, the public interest is best served through the cooperation between the Geauga County Board of Commissioners and the South Russell Village to improve Washington Street.

NOW THEREFORE, BE IT RESOLVED, by the South Russell Village, Geauga County, Ohio, that:

SECTION I. The public interest demands the improvement and maintenance of the roadways situated in the Village and Township, and funding is limited.

SECTION II. Geauga County Board of Commissioners has offered to be the lead agent for a project to improve Washington Street, a county road located in Bainbridge Township and extending into South Russell Village.

SECTION III. South Russell Village wishes to participate in the Project and the funds for the reimbursement shall come from funds available to the Village to improve and repair roads and related items.

SECTION IV. South Russell Village agrees to fund a portion of the total cost of the improvements performed in conjunction with the Washington Street project. The division of funds will be based upon the straight line mileage of roadway work performed on the portion located in South Russell Village. The County Engineer's estimate for the Village portion is \$110,000, but final cost will be based upon bid unit prices and actual quantities installed. The funds will be reimbursed to the Geauga County Board of Commissioners within thirty (30) days after the completion of the project, but before payment to the Contractor by the Geauga County Board of Commissioners.

SECTION V. The Geauga County Board of Commissioners is hereby empowered and directed on behalf of South Russell Village to enter into contracts and agreements with the lowest, best and most qualified bidder to complete the construction of the improvement.

BE IT FURTHER RESOLVED, that South Russell Village Law Director is hereby instructed to transmit three original signed copies of this resolution to the Geauga County Board of Commissioners for acceptance.

AGREED AND APPROVED BY:



Mayor
South Russell Village

Date: 3-1-2022

Approved as to form.



Law Director
South Russell Village

Date: 3/2/22

GEAUGA COUNTY OF BOARD OF COMMISSIONERS
RESOLUTION # _____

MEMORANDUM OF UNDERSTANDING
BETWEEN SOUTH RUSSELL VILLAGE
AND THE GEAUGA COUNTY ENGINEER
FOR THE RESURFACING OF WASHINGTON STREET

The foregoing is accepted as a basis for proceeding with the improvement herein described:

Voting thereon:

Vote:

James W. Dvorak

Timothy C. Lennon

Ralph Spidalieri

ATTEST:

I, Christine Blair, the Clerk of the Geauga County Board of Commissioners certify that the foregoing is a true and correct copy of the acceptance of the resolution adopted at a legally convened Board meeting held on

_____, 2022.

Christine Blair, Clerk