

A RESOLUTION AUTHORIZING THE MAYOR AND THE FINANCE DIRECTOR TO ENTER INTO AN AMENDED AGREEMENT WITH THE REVERE LOCAL SCHOOL DISTRICT TO EXTEND SEWERS ON EVERETT ROAD

WHEREAS, this Council, by Resolution No. 60-2018 passed on August 7, 2018, previously authorized the Mayor and the Finance Director to enter into an agreement with the Revere Local School District to provide sanitary sewers on Everett Road to a new bus garage facility on the Board's property; and

WHEREAS, due to the need to obtain a permit from Summit County to excavate in the county road right-of-way, Section 5 of that agreement needs to be amended to protect both the Village and the School District; and

WHEREAS, this Council finds that it is in the best interests of the Village to enter into the amended agreement with the Revere Local School District.

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

SECTION 1. That the Mayor and the Finance Director be, and they hereby are, authorized and directed to enter into an amended agreement with the Revere Local School District to provide sanitary sewers on Everett Road to a new bus garage facility on the Board's property, the only amendment being the addition of the following language to Section 5 of that agreement:

"The Board shall be responsible to pay all engineering, construction and restoration costs associated with the sewer extension. In the future, the Village will provide all necessary maintenance to the sewer and sewer line except that the Board will provide maintenance for all parts of the sewer line located on Board property starting from the point where the Board's sewer line connects to the Village sewer, including the sewer connections between the School District buildings. It is understood that the Village cannot excavate in the county road right of way without obtaining a permit from Summit County and therefore the Village's maintenance obligations hereunder are conditioned upon Summit County approvals or permits required for the parties to discharge their obligations hereunder. Finally, in the event Summit County requires the relocation of the sewer line in the county road right of way, the costs associated with such relocation will be the responsibility of the Board provided that the Board is the only party served by the sewer line; otherwise, the costs shall be the responsibility of the Village."

SECTION 2. In all other respects, the agreement authorized by Resolution No. 60-2018 shall remain in full force and effect.

SECTION 3. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees or subcommittees 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.

SECTION 4. This Resolution shall take effect and be in force from and after the earliest period allowed by law.

Passed: 3-5-2019




President of Council



Mayor

Dated: 3-5-19

ATTEST:



Clerk of Council