

RESOLUTION NO. 2006-466

LATE FILING

SPONSOR Mr. McCarthy

DATE October 16, 2006

COMMITTEE: Public Works

A Resolution authorizing the County Executive to execute an agreement with the City of Akron to transfer the facilities owned and operated by the County for the delivery of water service to an area in and about the City of Hudson, Ohio, collectively known as the "Hudson Water System," the easements, licenses and interests in real property constituting a part of the Hudson Water System, collectively known as the "Hudson Real Estate," and certain other facilities in exchange for a credit for the County to be used for the purchase certain sewer infrastructure owned by the City of Akron, for the Executive's Department of Environmental Services, and declaring an emergency.

WHEREAS, the County of Summit has ceased to provide water service to any of the County other than the facilities owned and operated by the County for the delivery of water service to an area in and about the City of Hudson, Ohio, collectively known as the "Hudson Water System"; and

WHEREAS, the County owns easements, licenses and interests in real property constituting a part of the Hudson Water System, collectively known as the "Hudson Real Estate"; and

WHEREAS, the City of Akron operates an extensive water supply system and wishes to acquire the Hudson Water System, Hudson Real Estate and certain other facilities from the County; and

WHEREAS, the County operates an extensive sewer system and wishes to acquire certain sewer infrastructure from the City in the future; and

WHEREAS, the County and City have negotiated an agreement pursuant to which the County will transfer to the City the Hudson Water System, Hudson Real Estate and certain other facilities in exchange for in exchange for a credit for the County to be used for the purchase certain sewer infrastructure owned by the City of Akron; and

WHEREAS, Council has determined by reviewing all pertinent information that the aforementioned agreement between the County of Summit and the City of Akron it is necessary and in the best interest of the County and that the County Executive should be authorized to execute said agreement;

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 the City of Akron to transfer the facilities owned and operated by the County for the delivery of water service to an area in and about the City of Hudson, Ohio, collectively known as the "Hudson Water System," the easements, licenses and interests in real property constituting a part of the Hudson Water System, collectively known as the "Hudson Real Estate," and certain other facilities in exchange for a credit for the County to be used for the purchase certain sewer infrastructure owned by the City of Akron.

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 reason that it will immediately authorize the Executive to execute an agreement that will improve future sewer service for County residents.

SECTION 3

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

SECTION 4

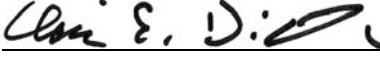
It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings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

INTRODUCED September 25, 2006

ADOPTED October 16, 2006

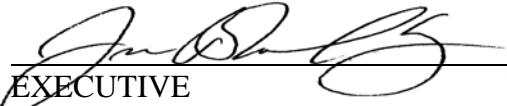


CLERK OF COUNCIL



PRESIDENT

APPROVED October 18, 2006



EXECUTIVE

October 18, 2006

ENACTED EFFECTIVE

VOICE VOTE: **YES: 11-0** Callahan, Congrove, Crawford, Crossland, Dickinson, Gallagher, Heydorn, Kostandaras, Prentice, Smith & Teodosio