

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A REGIONAL STORMWATER MANAGEMENT PROGRAM SERVICE AGREEMENT BETWEEN THE NORTHEAST OHIO REGIONAL SEWER DISTRICT AND THE CITY OF HUDSON; AND DECLARING AN EMERGENCY.

WHEREAS, the Northeast Ohio Regional Sewer District (“NEORS”), pursuant to the authority of Ohio Revised Code Chapter 6119, and Title V of NEORS’s Stormwater Management Code is authorized to provide overall stormwater management of the regional stormwater system, including planning, financing, design, improvement, construction, inspection, monitoring, maintenance, operation, and regulation for the proper handling of stormwater runoff and the development and provision of technical support information and services to member communities; and

WHEREAS, NEORS has been established as a regional governmental entity with the authority to operate and maintain a regional stormwater system in certain portions of the City of Hudson; and

WHEREAS, flooding is a significant threat to public and private property, streambank erosion is a significant threat to public and private property, water quality, wildlife, and aquatic and terrestrial habitats; and inadequate stormwater management practices damage the water resources of Northeast Ohio, impairing the ability of these waters to sustain ecological and aquatic systems; and

WHEREAS, there is a need for a watershed-based approach to stormwater management to effectively and efficiently plan, design, construct, and maintain long-term solutions to stormwater problems; and

WHEREAS, a service agreement between NEORS and the City is required to ensure the consistent and coordinated delivery of NEORS regional stormwater management program services within the City, and for the City to participate in NEORS’s cost share program that can fund local stormwater projects and the costs associated with local stormwater issues.

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

Section 1. The City Manager is authorized and directed to execute the “Regional Stormwater Management Service Agreement” with the Northeast Ohio Regional Sewer District, a copy of which is on file with the Clerk of Council.

Section 2. 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 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.

Section 3. This Resolution is determined to be an emergency measure necessary for the immediate preservation of the public health, safety and general welfare and for the further reason that it is immediately necessary to ensure the consistent and coordinated delivery of NEORS Regional Stormwater Management Program services within the City; wherefore, this Resolution shall be in effect immediately upon its passage provided it receives the affirmative vote of five (5) members of Council except that six (6) affirmative votes shall be required if all members are present; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED:

David A. Basil, Mayor

ATTEST:

Elizabeth Slagle, Clerk of Council

I certify that the foregoing Resolution was duly passed by the Council of said Municipality on _____, 2016.

Elizabeth Slagle, Clerk of Council