

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AMENDMENT TO THE CONTRACT WITH THE 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 D”), pursuant to the authority of Ohio Revised Code Chapter 6119, and Title V of NEORS D’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 D 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, pursuant to City Resolution No. 97-80, passed by City Council on June 3, 1997, the City of Hudson filed an application with the Northeast Ohio Regional Sewer District (the “District”) for inclusion of all of the territory of such municipality within the District in accordance with Ohio Revised Code Section 6119.05; and

WHEREAS, pursuant to District Resolution 84-98, adopted by the District’s Board of Trustees on March 5, 1998, the District accepted the application of the City for inclusion of all of its corporate territory in the District in accordance with Ohio Revised Code Section 6119.05; and

WHEREAS, as part of the Service Agreement, the NEORS D is mandated to operate and maintain the Regional Stormwater System (streams and stormwater infrastructure draining greater than 300 acres) in the Brandywine Creek watershed within the City of Hudson and other member communities; and

WHEREAS, the Service Agreement also allows the City to access the NEORS D’s Community Cost Share Program, which provides funding to member communities for community-specific storm water management projects; and

WHEREAS, an amendment to the agreement is necessary to revise the Stormwater Service Area to include additional territory and remove certain existing territory of the City as shown on Exhibit 1, attached hereto and incorporated herein.

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

Section 1. The City Manager is authorized and directed to execute the First Amendment to the Regional Stormwater Management Program Service Agreement by and between the Northeast Ohio Regional Sewer District and City of Hudson, consistent with the intent to add certain territory within, and remove certain existing territory from the Stormwater Service Area.

Section 2. It is the intent of this Council that the City's territory depicted on Exhibit "1" hereto be included within the Stormwater Service Area of the District, as designated, subject to all applicable District fees.

Section 3. That the aforesaid recitals are rendered to be the findings of this Council and are hereby incorporated into this Resolution.

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 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 5. This Resolution is declared to be an emergency measure necessary for the immediate preservation of life, property, the public peace, health, safety, and general welfare of City residents and for the further reason that it is immediately necessary in order to enable the City to enter into an amendment to its Regional Stormwater Management Program Service Agreement with the Northeast Ohio Regional Sewer District; wherefore, this Resolution shall take effect and be in force immediately upon its passage, provided it receives five (5) affirmative votes of members of Council, except that six (6) affirmative votes are required if all members are present; otherwise it shall be in full force and effect from and after the earliest period allowed by law.

PASSED: _____

Jeffrey L. Anzevino, Mayor

ATTEST:

Aparna Wheeler, Clerk of Council

I certify that the foregoing Resolution No. 25-86 was duly passed by the Council of said Municipality on _____, 2025.

Aparna Wheeler, Clerk of Council