

CITY OF BROADVIEW HEIGHTS, OHIO

RESOLUTION NO. 2023-99

INTRODUCED BY MAYOR AND ENTIRE COUNCIL

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO
AN AGREEMENT BETWEEN THE CITY OF BROADVIEW HEIGHTS
AND THE CITY OF NORTH ROYALTON FOR THE INSTALLATION AND
MAINTENANCE OF A SANITARY SEWER IN THE CITY OF BROADVIEW
HEIGHTS AND DECLARING AN EMERGENCY

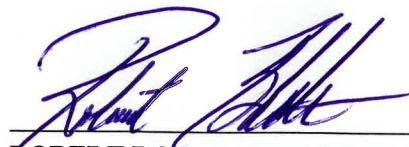
WHEREAS, the City Council has determined that it is in the best interest of the City to enter into an agreement between the City of Broadview Heights and the City of North Royalton for the installation and maintenance of a sanitary sewer in the City of Broadview Heights.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF BROADVIEW HEIGHTS, COUNTY OF CUYAHOGA AND STATE OF OHIO:

SECTION 1. The Mayor is hereby and herein authorized to enter into an agreement between the City of Broadview Heights and the City of North Royalton for the installation and maintenance of a sanitary sewer in the City of Broadview Heights as delineated in Exhibit "A" attached hereto and made a part hereof as if fully rewritten.

SECTION 2. This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, peace, safety and welfare for the reason stated in the Preamble hereof, and provided it receives the affirmative vote of five (5) or more of the members of Council and signature of the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

PASSED: Oct. 2, 2023


ROBERT BOLDT, PRESIDENT OF COUNCIL

DATE FILED
WITH MAYOR: Oct. 2, 2023

APPROVED: 
SAMUEL J. ALAI, MAYOR

ATTEST: 
HELEN DUNLAP, CLERK OF COUNCIL

DATE APPROVED: Oct. 2, 2023

AGREEMENT

This is an agreement between the City of Broadview Heights and the City of North Royalton for the creation and grant of an easement from Broadview Heights as Grantor and North Royalton as Grantee and the maintenance of that sewer in perpetuity.

WHEREAS, the City of North Royalton operates a waste water utility and ancillary sewer support systems, and

WHEREAS, the City of North Royalton is currently engaged in the construction of the Valley Vista Sanitary Sewer Improvement Project, and

WHEREAS, the Valley Vista Project includes the construction of a sewer line, including a force main style sewer, along Perl Court partially in the Broadview Heights Public Right of Way, and

WHEREAS, the City of Broadview Heights is willing to grant to the City of North Royalton the necessary easement to allow for the construction of the sewer line upon the understanding that the City of North Royalton shall assume all responsibility for the maintenance and repair of the sewer in perpetuity.

Now therefore the parties agree as follows:

The City of Broadview Heights gives, grants and conveys to the City of North Royalton an easement as described in Exhibit "A" attached hereto and incorporated by reference herein in the public right of way for the construction and maintenance of a sanitary sewer, including a force main style sewer and authorizes the Mayor to execute any and all instruments necessary to give effect thereto.

This grant of easement is conditioned wholly upon the understanding that the City of North Royalton assumes any and all maintenance of the sewer line in perpetuity including the obligation to restore to its original condition any surface area disturbed for both the creation and maintenance thereof.

In witness whereof the Mayor of the City of Broadview Heights and the Mayor of the City of North Royalton have executed this easement agreement hereinbelow upon the express authority of their respective city councils.



Mayor Samuel J. Alai

Before me and in my presence appeared Samuel J. Alai, Mayor of the City of Broadview Heights who did acknowledge that he signed this instrument under oath and freely and voluntarily this ____

3RD day of October, 2023.

Helen Dunlap
Notary Public



HELEN DUNLAP
NOTARY PUBLIC, STATE OF OHIO
Cuyahoga County
My Commission Expires 11/3/2024

Mayor Larry Antoskiewicz

Before me and in my presence appeared Larry Antoskiewicz, Mayor of the City of North Royalton who did acknowledge that he signed this instrument under oath and freely and voluntarily this ____ day of _____, 2023.

Notary Public

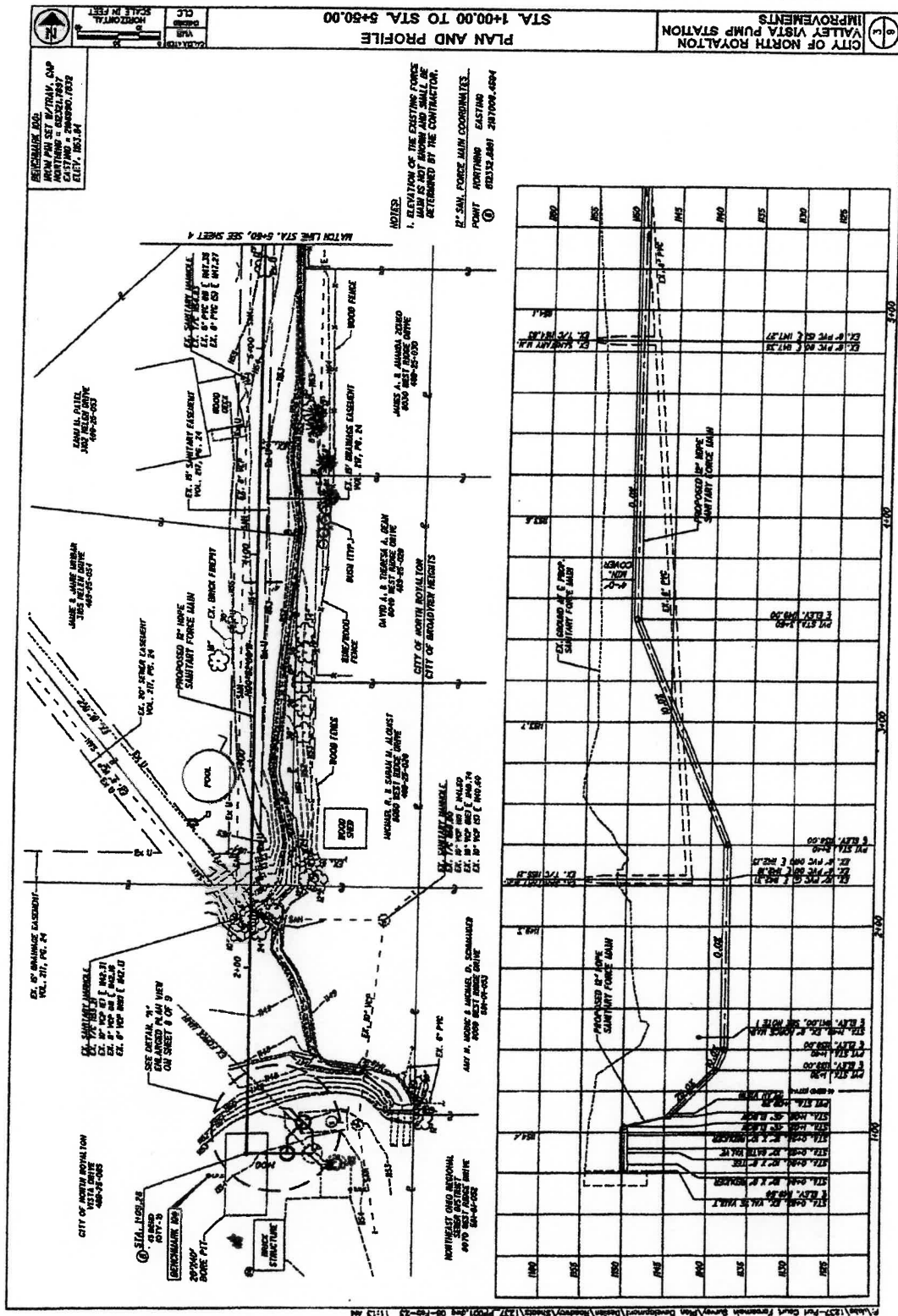
Exhibit "A"

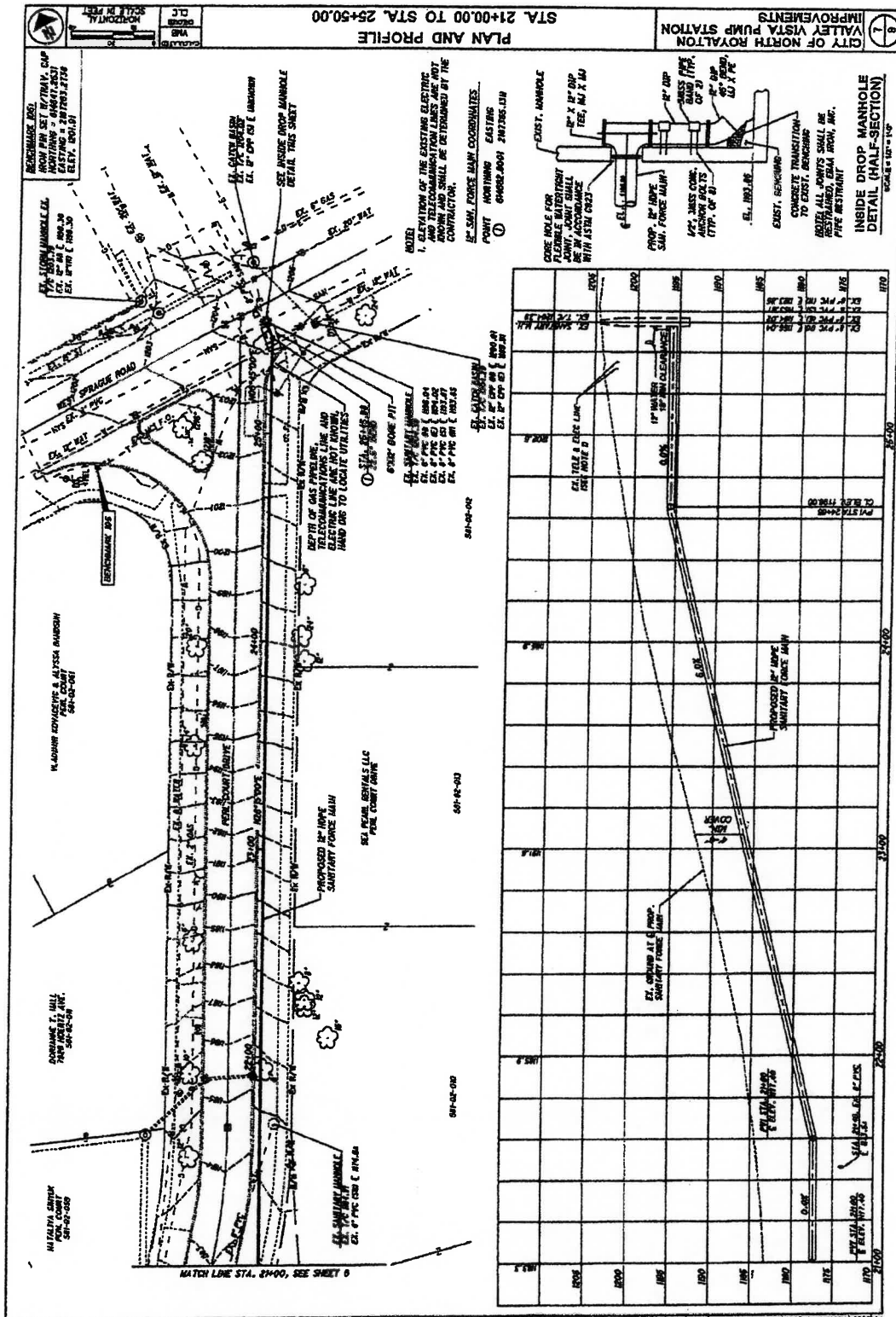
GENERAL NOTES

CITY OF NORTH ROYALTON
VALLEY VISTA PUMP STATION
IMPROVEMENTS

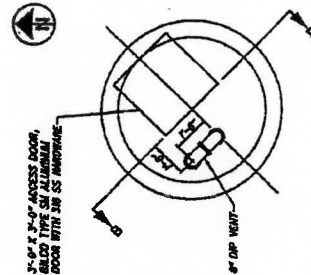
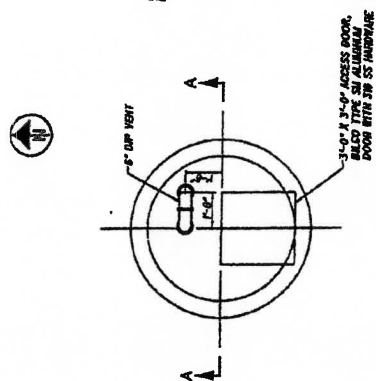
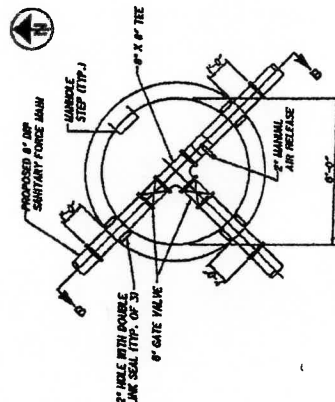
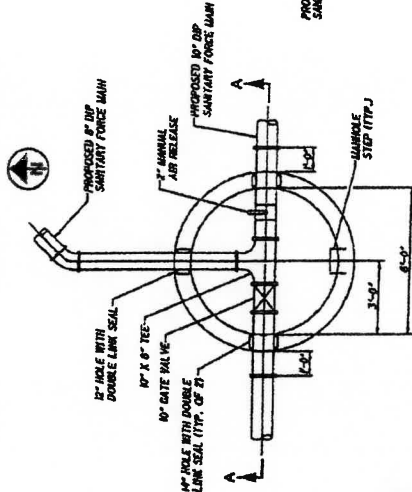
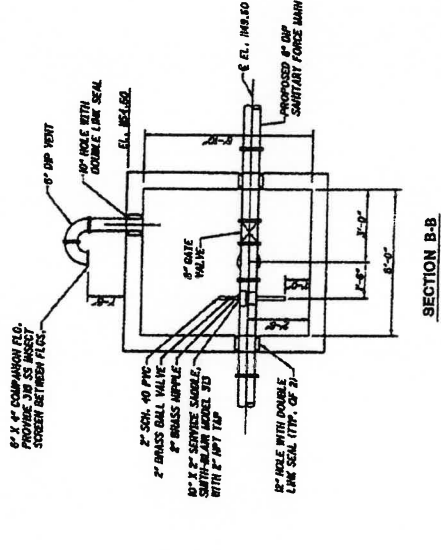
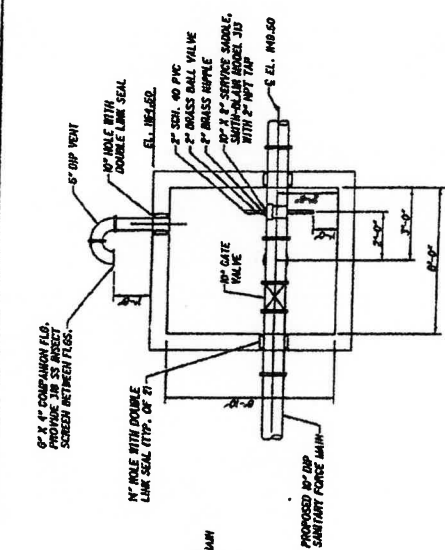
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T
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SEVEN
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POLE
ELEPHONE POLE
BOX
THE BOX
VALVE
VALVE
SAINT
WINDMILL
HARDLE
LET









LOWER PLAN
MANHOLE NO. 1

LOWER PLAN

UPPER PLAN

UPPER PLAN