

1st reading 9-3-2025
2nd reading 9-10-2025
3rd reading 10-8-2025
Voted On 10-8-2025
Ayes: 7 Nays: 2
PASSED DEFEATED

ORDINANCE NO. 2025-21

**AN ORDINANCE
AUTHORIZING THE MAYOR TO ENTER INTO A MEMORANDUM OF
UNDERSTANDING WITH THE OHIO BELL TELEPHONE COMPANY
A/K/A AT&T (“AT&T”), ESTABLISHING A RESTORATION BOND
DEPOSIT FOR AT&T, AND DECLARING AN EMERGENCY.**

WHEREAS, the Village Administration has negotiated a Memorandum of Understanding (“Memorandum”) between Orange Village (“Village”) and The Ohio Bell Telephone Company d/b/a AT&T; and

WHEREAS, AT&T installs, owns, operates and maintains telecommunications lines throughout the Village, necessitating regular work in the Village’s rights-of-way and easements held by AT&T, by independent contractors who perform work on AT&T’s telecommunications lines; and

WHEREAS, current bonding requirements have created accounting difficulties for AT&T and the Village causing the parties to seek a mutually agreeable solution that will secure the restoration of the Village’s infrastructure without unduly burdening AT&T and/or its contractors; and

WHEREAS, Council finds and determines that it is appropriate and mutually beneficial to enter into said Memorandum and desires to authorize the Mayor to enter into the Memorandum; and

WHEREAS, this Council finds and determines a blanket bond to secure the restoration of the Village’s infrastructure is an appropriate exception to the requirements of Section 1327.07 of the Orange Village Codified Ordinances, which requires a restoration bond for every project requiring work in the Village’s rights of way.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF ORANGE VILLAGE, CUYAHOGA COUNTY, STATE OF OHIO:

SECTION 1. That the Mayor is hereby authorized and directed to enter into a Memorandum of Understanding with The Ohio Bell Telephone Company, d/b/a AT&T in a form substantially similar to the document attached to this Ordinance and labeled “Exhibit A”. If there is a conflict between the Orange Village ordinances and the requirements contained in “Exhibit A”, the provisions of “Exhibit A” shall prevail.

SECTION 2. That, notwithstanding the provisions of Section 1327.07 of the Orange Village Codified Ordinances, AT&T shall make a cash restoration blanket deposit in the amount of Nine Thousand and 00/100 Dollars (\$9,000.00) in accordance with the Memorandum and to be used in accordance with the terms and conditions of the Memorandum.

SECTION 3. That the actions of this Council relating to the passage of this legislation were taken 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 occurred in meetings held in compliance with all legal requirements including Chapter 105 of the Codified Ordinances of Orange Village.

SECTION 5. That this Ordinance constitutes an emergency measure in that the same provides for the immediate preservation of the public peace, health, safety and welfare of the inhabitants of Orange Village and, further, provides the usual daily operation of a municipal department and allows for the immediate cessation of numerous bond deposits which do not efficiently secure the restoration of Village facilities; wherefore, this Ordinance shall be in full force and effect from and after its adoption and approval by the Mayor.

PASSED: October 8, 2025

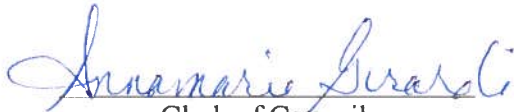


Council President

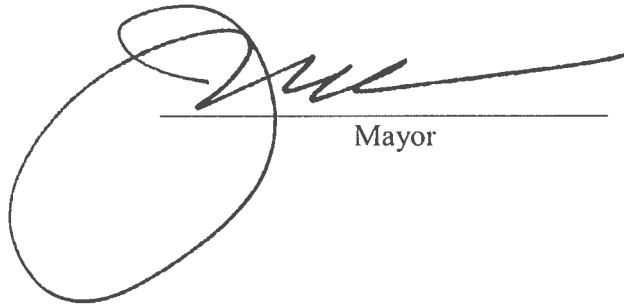
Submitted to the Mayor for approval on this 8th day of October, 2025

Approved by the Mayor this 8th day of October, 2025

ATTEST:



Clerk of Council



Mayor