

CITY OF BROOK PARK, OHIO

P/C 2-6-18 Finance  
CA 2-20-18 Price  
1st R 2-20-18  
2nd R \_\_\_\_\_  
3rd R \_\_\_\_\_  
B/C \_\_\_\_\_

ORDINANCE NO. 11015-2018

INTRODUCED BY: MAYOR GAMMELLA + Council as a whole

**AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO DO ALL THINGS NECESSARY TO PARTICIPATE IN THE NORTHEAST OHIO AREAWIDE COORDINATING AGENCY (NOACA) FEDERAL-AID PROJECTS AND PROGRAMS, FOR THE SMITH ROAD RESURFACING PROJECT, INCLUDING, BUT NOT LIMITED TO EXECUTING ANY AND ALL APPLICATIONS, AGREEMENTS AND/OR CONTRACTS AS MAY BE REQUIRED BY NOACA IN ORDER TO SECURE FUNDING, AND DECLARING AN EMERGENCY**

**WHEREAS**, the Smith Road Resurfacing Project will continue the improvement of roads within the City of Brook Park; and

**WHEREAS**, the major elements of work will include the asphalt resurfacing of the pavement, pavement base repairs, curb repairs and catch basin repairs on Smith Road, north of Snow Road and south of Elm Avenue; and

**WHEREAS**, the improvements will improve the health and safety of the residents and businesses in the area; and

**WHEREAS**, the Smith Road Resurfacing Project is eligible for funding through NOACA's Federal-Aid Projects and Programs; and

**WHEREAS**, the City of Brook Park wishes to make an application for funding of this project to NOACA; and

**WHEREAS**, the City of Brook Park will work cooperatively with all affected agencies and will abide by the appropriate NOACA policies; and

**WHEREAS**, the Total Project Cost is estimated to be \$1,641,000 with the City of Brook Park administering the project in conjunction with ODOT; and

**WHEREAS**, the Project will be funded as identified in the NOACA Application, through approximately \$560,953 in Re-Purposed Earmark OH009 (ISTEA 92 thru 97), and approximately \$1,080,047 from the Brook Park General Fund and/or Capital Improvement Fund(s).

NOW THEREFORE, BE IT ORDAINED by the Council of the City of Brook Park, State of Ohio, that:

**SECTION 1:** The Mayor is hereby authorized and directed to do all things necessary to participate in NOACA's Federal-Aid Projects and Programs, for the Smith Road Resurfacing Project (north of Snow Road and south of Elm Avenue), including, but not limited to executing any and all applications, agreements and/or contracts as may be required by NOACA, in order to secure the funds requested, per the NOACA Application.

**SECTION 2:** The money needed to complete the aforesaid transaction shall be paid from the funds theretofore appropriated for said purpose.

**SECTION 3:** It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance 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.

**SECTION 4:** This Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety of said City, and for the further reason that the City desires to complete this work as soon as possible; therefore provided this Ordinance receives the affirmative vote of at least five (5) members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, from and after the earliest period allowed by law.

PASSED: February 20, 2018

[Signature]  
PRESIDENT OF COUNCIL

ATTEST: Michelle Blazak  
CLERK OF COUNCIL

APPROVED: [Signature]  
MAYOR  
2/20/2018  
DATE

I HEREBY APPROVE THE WITHIN INSTRUMENT AS TO LEGAL FORM AND CORRECTNESS

[Signature]  
CERTIFIED DIRECTOR OF LAW

I, Michelle Blazak, Clerk of Council for the City of Brook Park, State of Ohio, do hereby certify that there is no newspaper of general circulation in the municipality and that publication of the foregoing ordinances/resolutions was made by posting true copies at six of the most public places in said municipality as determined by Ordinance No. 4838-1975; location City Hall 6161 Engle Road, Police Station 17401 Holland Road, #1 Fire Station 5590 Smith Road, #2 Fire Station 22530 Ruple Parkway, #3 Fire Station 17401 Holland Road, Brook Park Library 6165 Engle Road, for a period of fifteen days.

Michelle Blazak, Clerk of Council, of the City of Brook Park, Ohio, do hereby certify that the foregoing is a true and accurate copy of Ordinance/Resolution No. 11015-2018 passed on the 20th day of February 2018 by said council.  
Michelle Blazak  
Clerk of Council

Commencing February 25, 2018  
Michelle Blazak  
MICHELLE BLAZAK  
Clerk of Council

Stamm	<input checked="" type="checkbox"/>	Yes
Mandini	<input checked="" type="checkbox"/>	
Orcutt	<input checked="" type="checkbox"/>	
Scott	<input checked="" type="checkbox"/>	
Burgio	<input checked="" type="checkbox"/>	
Poindexter	<input checked="" type="checkbox"/>	
Salvatore	<input checked="" type="checkbox"/>	
	<input type="checkbox"/>	No