

P/C 12/15/15 Safety
CA 1/12/16 - amended
1st R 1/19/16
2nd R _____
3rd R _____
B/C _____

CITY OF BROOK PARK, OHIO

ORDINANCE NO: 9996-2016

INTRODUCED BY: MAYOR COYNE and COUNCIL MEMBERS TROYER, MENCINI, POWERS, SCOTT, BURGIO, MCCORMICK, SALVATORE & COUNCIL PRESIDENT ASTORINO

AN ORDINANCE

AUTHORIZING THE CONSULTING ENGINEER TO CONDUCT PRELIMINARY ENGINEERING, PREPARE PRELIMINARY PLANS AND COMPLETE NECESSARY DOCUMENTS/CORRESPONDENCE FOR NORFOLK SOUTHERN SHELDON ROAD GRADE CROSSING NO. 523-940J, AND DECLARING AN EMERGENCY

WHEREAS, Council desires to actively pursue the necessary measures to establish 24-hour Railroad Quiet Zones within the City; and

WHEREAS, the locations that are to be included are located along the Norfolk Southern triple track that traverses Sheldon Road within the City; and

WHEREAS, Sheldon Road crossing is identified as crossing No. 523-940J in Norfolk Southern's U.S. Crossing Inventory;

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

SECTION 1: The Consulting Engineer is hereby authorized to prepare preliminary plans and documents to create a quiet zone at crossing No. 523-940J. The Consulting Engineer shall be paid an hourly fee in accordance with the attached schedule "S-1."

SECTION 2: The money needed to complete the aforesaid transaction shall be paid from the Sound Insulation Program Fund 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 and welfare 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: January 19, 2016

Jim Astor
PRESIDENT OF COUNCIL

ATTEST: Michelle Blazak
Clerk of Council

APPROVED: [Signature]
MAYOR

1/19/2016
DATE

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

[Signature]
DIRECTOR OF LAW

CERTIFICATE

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. 9996-2016 passed on the 19th day of January 2016 by said council.
Michelle Blazak
Clerk of Council

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 Rupie Parkway, #3 Fire Station 17401 Holland Road, Brook Park Library 6165 Engle Road, for a period of fifteen days.
commencing January 20, 2016
Michelle Blazak
MICHELLE BLAZAK
Clerk of Council

**CITY OF BROOK PARK
RAILROAD CROSSING QUIET ZONE PROJECT - PHASE 3
PRELIMINARY ENGINEERING
FEE SCHEDULE - 2016**

<u>Labor Category</u>	<u>Labor Cost/Hr.</u>
Project Manager	\$43.25
Project Engineer	\$38.00
Engineer	\$34.00
Intern Engineer	\$26.50
Designer/Technician	\$31.50
AutoCAD Operator	\$26.00
Survey Crew	\$54.00
Printing/Clerical	\$20.00

The total hourly rate will be calculated based on labor costs and overhead rate at 140% of labor costs plus 10% of labor and overhead costs.