

5-17-22 Service
APR 10 6-7-22
Clerk
Ald R
Rec R
D/C

CITY OF BROOK PARK, OHIO

RESOLUTION NO. 13-2022

INTRODUCED BY: MAYOR ORCUTT

A RESOLUTION REQUESTING CUYAHOGA COUNTY TO PROCEED WITH THE RESURFACING OF SHELDON ROAD FROM ENGLE ROAD TO SMITH ROAD IN THE CITIES OF BROOK PARK AND MIDDLEBURG HEIGHTS RESOLVING TO PAY ONE HUNDRED PERCENT (100%) OF THE PRELIMINARY AND DESIGN ENGINEERING, CONSTRUCTION, AND CONSTRUCTION SUPERVISION OF THE WATERLINE REPLACEMENT AND ASSOCIATED WORK WITHIN THE CITY OF BROOK PARK, AND DECLARING AN EMERGENCY

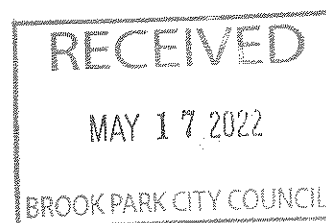
WHEREAS, resurfacing of Sheldon Road from Engle Road to Smith Road in the Cities of Brook Park and Middleburg Heights is being financed by Federal funds, Cuyahoga County and City of Brook Park; and

WHEREAS, the Agreement between Cuyahoga County and the City of Brook Park states that if the COUNTY is formally requested by a MUNICIPAL RESOLUTION to include the construction of sanitary sewers, waterlines, area sewers (drainage of area surrounding the improvement), sidewalk, alternate bid items, or other items in the improvement that are in addition to those now existing and not provided for elsewhere in this Agreement, the COUNTY will do so, provided that this construction meets with the approval of the COUNTY and the MUNICIPALITY involved in this improvement; and that the MUNICIPALITY agrees to pay, or make arrangements for the payment of, the cost of said additional construction and the cost of preliminary and design engineering, and construction supervision.

WHEREAS, by this resolution, Cuyahoga County is formally requested to include the waterline replacement and associated work within the City of Brook Park, which are not provided for elsewhere and are a replacement of and/or an addition and/or repair to that which now exists.

NOW THEREFORE, BE IT RESOLVED by the Council of the said City of Brook Park, State of Ohio:

Section 1: That Cuyahoga County is hereby requested to include the preliminary and design engineering, construction and construction supervision of the waterline replacement and associated work within the City of Brook Park, which are not provided for elsewhere and are a replacement of and/or an addition and/or a repair to that which now exists, in the plans and specifications for the resurfacing of Sheldon Road from Engle Road to Smith Road in the Cities of Brook Park and Middleburg Heights; and



Section 2: The City of Brook Park agrees to assume one hundred percent (100%) of the preliminary and design engineering, construction and construction supervision costs of any expenses incurred by Cuyahoga County for the items specified, in the subject improvement.

Section 3: That 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 of any of its committees that resulted in such formal actions were in meetings open to the public, in compliance with all legal requirements including section 121.22 of the Ohio Revised Code.

Section 4: That this resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety. Such necessity exists by reason of the fact that in order for plans for the resurfacing of Sheldon Road from Engle Road to Smith Road in the Cities of Brook Park and Middleburg Heights to be approved by Cuyahoga County and said project bid, request to include the waterline replacement and associated work; 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.

This is to certify that the above is a true and correct copy of Resolution No. 13-2022 passed by the Council of the City of Brook Park at their meeting on June 7, 2022.

CERTIFICATE

Carol Johnson, 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. 13-2022

passed on the 7 day of June
2022 by said council.

Carol Johnson
Clerk of Council

PASSED: June 7, 2022

ATTEST:

Carol Johnson
Clerk of Council, City of Brook Park

M. H. Keulin
PRESIDENT OF COUNCIL

ATTEST: Carol Johnson
Clerk of Council

APPROVED: E. M. Smith
MAYOR

6-7-22
DATE

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

David J. Smith
DIRECTOR OF LAW

I, Carol Johnson, 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 five 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, #2 Fire Station 22530 Ruple Parkway, #3 Fire Station 17401 Holland Road, Brook Park Library 6165 Engle Road, for a period of fifteen days.

commencing June 8, 2022

Carol Johnson
CAROL JOHNSON
Clerk of Council

	Yea	Nay
Troyer	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Mencini	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Roberts	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Coyne	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Poindexter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Salvatore	<input checked="" type="checkbox"/>	<input type="checkbox"/>