

# COUNCIL CHAMBER

City of Berea, Ohio

Ordinance No. 2018-45

By Jim Maxwell Sponsored By Mayor Cyril M. Kleem

## AN ORDINANCE

**AUTHORIZING THE MAYOR TO MAKE APPLICATION FOR, AND, IF AWARDED, TO ENTER INTO A COOPERATION AGREEMENT WITH THE COUNTY EXECUTIVE OF CUYAHOGA COUNTY, OHIO, AND THE DEPARTMENT OF DEVELOPMENT FOR THE UTILIZATION OF COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM FUNDS MADE AVAILABLE BY THE HOUSING AND COMMUNITY DEVELOPMENT ACTS OF 1974, 1977, 1980 AND 1983, AS AMENDED, AND DECLARING AN EMERGENCY.**

**WHEREAS**, the Housing and Community Development Acts of 1974, 1977, 1980 and 1983, as amended, provide an entitlement of funds for community development purposes for urban counties; and

**WHEREAS**, the Mayor of the City and this Council encourage the use of "Urban County Entitlement Funds" for needed improvements in Cuyahoga County and the various and several municipalities therein; and

**WHEREAS**, the distribution of the funds made available through the subject program shall be allocated and expended on behalf of each participating municipality for plans, programs and projects eligible under the provisions of the Housing and Community Development Acts of 1974, 1977, 1980 and 1983, as amended, said municipalities to be chosen by means of a competitive project application process; and

**WHEREAS**, the projects to be submitted by the City of Berea for consideration in the competitive process are identified on Exhibit "A", attached hereto and incorporated herein; and

**WHEREAS**, all such projects are to be accomplished in County-identified Improvement Target Areas, County-identified Income-eligible Census Tracts, and with qualified persons who directly and personally benefit from such projects City-wide.

**NOW, THEREFORE, BE IT ORDAINED** by the Council of the City of Berea, State of Ohio:

**SECTION 1.** That the Mayor be, and he hereby is, authorized and directed to make application for, and, if awarded, to enter into a Cooperation Agreement with the County Executive of Cuyahoga County and the Department of Development for the Community Development Block Grant program year 2018, providing for the use of Community Development Block Grant Funds on the projects identified on Exhibit "A".

**SECTION 2.** That 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 actions were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

**SECTION 3.** That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety and welfare, or providing for the usual daily operation of a municipal department, and for the further reason that the City must meet the filing deadline in order to be considered for eligibility to receive the grant funds. Therefore, provided this Ordinance receives the affirmative vote of two-thirds of all members elected to Council, it shall take effect and be in force immediately upon its passage an approval by the Mayor; otherwise, from and after the earliest period allowed by law.

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PASSED: July 23, 2018

Mark Koschler  
President Pro Tempore of Council

ATTEST: Philip E.  
Clerk of Council

APPROVED: August 1, 2018

Mark Kleem  
Mayor

Approved as to Form:

Ben S.  
Director of Law

2018-45 (6-5)

Exh. "A"

## **City of Berea – Dora Lee Playground & Parking Lot Improvement Project**

### Project Description

This project will accomplish the renovation of the existing playground and resurfacing of the parking lot at Dora Lee Payne Park within the City of Berea. The project is located in Census Tract 1341.00 BG1. It is within a Low and Moderate Income Eligible Area.

The playground renovation will include removing the existing equipment and replacing it with new modern and safer equipment. The play area will be almost doubled expanding from 2,800 square feet to approximately 5,500 square feet. It will include a variety of new equipment including swings, slides, fitness level equipment, climbers, and a variety of free standing components. The parking lot will have approximately 3,700 square yards of pavement being resurfaced, which includes milling the existing asphalt and installing two new layers of asphalt pavement. Asphalt base pavement, curbs, manholes, catch basins, water valve boxes, and monument boxes will be reconstructed as needed.

If the grant is awarded, construction will take place between August and November 2018 during the CDBG Program Term. The project is expected to take two to three months to complete.