

# COUNCIL CHAMBER

City of Berea, Ohio

ORDINANCE No. 2019-1

By Nick Haschka Sponsored By Mayor Cyril M. Kleem

## AN ORDINANCE

**AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ADVERTISE FOR BIDS AND ENTER INTO ONE OR MORE CONTRACTS FOR THE LINDBERGH-ABBYSHIRE RESURFACING PROJECT, AND DECLARING AN EMERGENCY.**

WHEREAS, the road surfaces of Lindbergh Boulevard and Abbyshire Drive are deteriorated and require resurfacing and/or other improvements; and

WHEREAS, Council and the Administration of the City of Berea have determined that this work should begin in early 2019.

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

SECTION 1. That the Director of Public Service, or by designation, the City Engineer, be, and hereby is, authorized and directed to advertise for bids and, after approval by the Board of Control, enter into one or more contracts with the lowest most responsive and responsible bidder(s) for the resurfacing and improvement of Lindbergh Boulevard and Abbyshire Drive, all in accordance with the plans and specifications on file in the office of the City Engineer.

SECTION 2. That the Director of Finance be, and hereby is, authorized and directed to pay out such contract sum and charge the same to, and the funds therefore are hereby appropriated from, the General Capital Improvement Fund, designated for accounting purposes as Fund No. 400, for the purpose(s) set forth in Section 1 hereinabove.

SECTION 3. 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 4. 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 this project should begin in early 2019. 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 and approval by the Mayor; otherwise, from and after the earliest period allowed by law.

PASSED: January 7, 2019

ATTEST: [Signature]  
Clerk of Council

APPROVED: January 15, 2019

[Signature]  
President of Council

[Signature]  
Mayor

Approved as to Form:

[Signature]  
Director of Law