

# COUNCIL CHAMBER

City of Berea, Ohio

ORDINANCE No. 2021-37

By Kim Smith Sponsored By Mayor Cyril M. Kleem

## AN ORDINANCE

### AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ADVERTISE FOR BIDS AND TO ENTER INTO ONE OR MORE CONTRACTS FOR THE DEMOLITION OF THE WEST CENTER STREET BRIDGE, AND DECLARING AN EMERGENCY.

**WHEREAS**, the West Center Street Bridge has been determined to be unsafe in each yearly inspection conducted since 2009; and

**WHEREAS**, in 2009, inspectors determined that the bridge needed to be load-rated; and

**WHEREAS**, in 2011, due to further deterioration, inspectors determined that the bridge should be open only to one-way traffic for the purposes of restricting vehicles to the center of bridge in order to avoid the deteriorating beams; and

**WHEREAS**, in 2016, ODOT inspected the bridge and advised the City that the bridge should be closed and required that the City partially demolish the bridge; and

**WHEREAS**, the bridge has been closed since January 2017 and, therefore, the Council of the City of Berea and the Administration wish to demolish the unsafe bridge.

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

**SECTION 1.** That the Director of Public Service is hereby authorized to advertise for bids and to enter into one or more contracts for the demolition of the West Center Street Bridge.

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

**SECTION 3.** That is if 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 demolition of the bridge will be more efficient if completed before the winter season. 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: June 21, 2021

[Signature]  
President of Council

ATTEST: [Signature]  
Clerk of Council

APPROVED: June 21, 2021  
[Signature]  
Mayor

Approved as to Form:

[Signature]  
Director of Law