

# COUNCIL CHAMBER

City of Berea, Ohio

ORDINANCE No. 2017-47

By JIM MAXWELL Sponsored By Mayor Cyril M. Kleem

## AN ORDINANCE

**AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO MAKE APPLICATION TO PARTICIPATE IN THE OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT PROGRAM AND/OR LOCAL TRANSPORTATION IMPROVEMENT PROGRAM AND, IF AWARDED A LOAN OR GRANT, TO ENTER INTO ONE OR MORE CONTRACTS EFFECTUATING THE SAME, AND DECLARING AN EMERGENCY.**

WHEREAS, the State Capital Improvement Program and the Local Transportation Improvement Program each provide financial assistance to political subdivisions for capital improvements to public infrastructure; and

WHEREAS, the City seeks to make application for a loan and grant and, if awarded, to use certain loan and grant funds in the amounts which may be awarded for capital improvements to public infrastructure for improvements to Kraft Street, more fully described in the project description attached hereto as Exhibit "A", and made a part hereof; and

WHEREAS, the capital improvements to public infrastructure for improvements to Kraft Street are considered to be a priority need for the City of Berea, and are a qualified project under the OPWC programs.

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

**SECTION 1.** That the Director of Public Service be authorized to participate in the Ohio Public Works Commission State Capital Improvement Program and/or Local Transportation Improvement Program for the purposes of obtaining loan and/or grant funding to make improvements to Kraft Street, and the submission of the grant application, acceptance of the grant award(s) and execution of the Grant Agreement(s) or Loan Agreement(s) are hereby affirmed and ratified.

**SECTION 2.** That the Director of Public service is authorized to enter into any agreement as may be necessary and appropriate for obtaining this financial assistance.

**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 the City must observe, and strictly adhere to, loan and grant application deadlines. 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: October 2, 2017

ATTEST: [Signature]  
Clerk of Council

APPROVED: October 2, 2017

[Signature]  
President of Council

[Signature]  
Mayor

Approved as to Form:

[Signature]  
Director of Law

## City of Berea – Kraft Street Improvement Project

### Project Description

This project will accomplish infrastructure improvements to Kraft Street within the City of Berea. The project will include the replacement of the existing antiquated and undersized waterline, including hydrants, valves, and service connections; complete pavement reconstruction with a new concrete or asphalt pavement including curbs; rehabilitation of the existing sanitary sewer and existing storm sewer systems as needed; and replacement of the existing sidewalks, aprons, and ADA curb ramps as needed. The project will also include the removal and replacement of the existing trees where necessary for the construction of the project. If the OPWC funding is approved, the preliminary schedule would include surveying and engineering to be performed in 2018 and construction to be in 2019.