

# BEREA CITY COUNCIL

*City of Berea, Ohio*

ORDINANCE NO. 2022- \_\_

By: \_\_\_\_\_ Sponsor: \_\_\_\_\_

## AN ORDINANCE

### **AUTHORIZING THE CITY ENGINEER TO ENTER INTO A CONTRACT WITH THE NORTHEAST OHIO SEWER DISTRICT FOR THE NORTH END SEWER NEW FLOW CONNECTION, AND DECLARING AN EMERGENCY.**

**WHEREAS**, the Northeast Ohio Sewer District is interested in assisting the City of Berea with water quality and quantity issues associated with sewer infrastructure that adversely impact human health and the environment; and

**WHEREAS**, numerous residents of the City of Berea's North End have experienced severe flooding due to deficiencies in the sewer system; and

**WHEREAS**, Ohio law authorizes regional water and sewer districts to enter into grant agreements with political subdivisions for water resource projects; and

**WHEREAS**, the Board of Trustees of the Northeast Ohio Sewer District awarded the City of Berea a grant not to exceed Six Hundred Eighteen Thousand One Hundred and Forty-One Dollars (\$618,141) to be used for the North End Sewer New Flow Connection Project; and

**WHEREAS**, pursuant to Ohio Revised Code Chapter 6119, generally, and Ohio Revised Code Section 6119.06(F), the District established the Member Community Infrastructure Program ("MCIP") to provide water resource project funding opportunities to member communities for sewer infrastructure projects in the District's service area; and

**WHEREAS**, the City wishes to accept the grant and enter into an agreement with the Northeast Ohio Sewer District.

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

**SECTION 1.** That the City Engineer is authorized to enter into a contract for North End Sewer New Flow Connection, attached hereto as 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.

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**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 it is in the interest of public safety that the sewer rehabilitation project be started at the earliest possible date in order to address flooding concerns in the North End neighborhood. 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:

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President of Council

ATTEST: \_\_\_\_\_  
Clerk of Council

APPROVED:

APPROVED AS TO FORM:

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Mayor

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Director of Law