

# **BEREA CITY COUNCIL**

*City of Berea, Ohio*

**ORDINANCE NO. 2023-29**

By: Councilman Leon R. Dozier, Sr. Sponsor: 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 CONSTRUCTION OF THE NORTH END SEWER NEW FLOW CONNECTION PROJECT, AND DECLARING AN EMERGENCY.**

**WHEREAS**, in Ordinance No. 2022-56, the Council of the City of Berea authorized the City Engineer to enter into a contract with the Northeast Ohio Sewer District to secure grant funding for the construction of the North End Sewer New Flow Connection Project; 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 (\$618,141.00) to be used for the North End Sewer New Flow Connection Project.

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

**SECTION 1.** That the Director of Public Service be, and hereby is, authorized to advertise for bids and, upon approval of the Board of Control, enter into one or more contracts with the lowest, most responsive and responsible bidder(s) for the construction of the North End Sewer New Flow Connection Project, in accordance with the plans and specifications on file in the office of the Director of Public Service.

**SECTION 2.** That the Director of Finance be, and hereby is, authorized and directed to pay out such contract sum(s) and charge the same to, and the funds therefore are hereby appropriated from, the Sewer Capital Fund, designated for accounting purposes as Fund No. 420, for the purposes 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.

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**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 it is in the interests of public safety to begin the sewer improvements at the earliest possible date. 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.

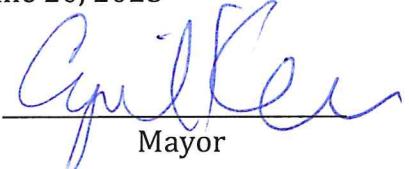
PASSED: June 20, 2023

ATTEST:   
Clerk of Council

APPROVED AS TO FORM:

  
Director of Law

APPROVED: June 20, 2023

  
Mayor