

BRUNSWICK CITY SERVICES, UTILITIES, TECHNOLOGY & CABLE COMMITTEE

Agenda NOVEMBER 13, 2023 6:25 PM

1. Discussion Items

RES. NO. 95-2023 - An emergency resolution providing consent to the Ohio Department of Transportation for the performance of reactive maintenance pavement repairs on bridge approaches on Interstate 71. - **1st Reading** (To be brought from Services, Utilities, Technology & Cable Committee, *Administration/Matt Jones*)

RES. NO. 96-2023 - An emergency resolution providing consent to the Ohio Department of Transportation for the performance of lighting repairs on Interstate 71. - **1st Reading** (To be brought from Services, Utilities, Technology & Cable Committee, *Administration/Matt Jones*)

2. General Discussion

3. Adjournment

PROPOSED LEGISLATION



DATE: 11/13/2023

TO: Vice Mayor Nicholas Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Matt Jones

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 95-2023** - An emergency resolution providing consent to the Ohio Department of Transportation for the performance of reactive maintenance pavement repairs on bridge approaches on Interstate 71. - **1st Reading** (To be brought from Services, Utilities, Technology & Cable Committee, *Administration/Matt Jones*)

BACKGROUND: The proposed project will perform pavement repairs on various bridge approaches along Interstate 71 between the I-76/SR 224 interchange and the Cuyahoga County Line.

PURPOSE AND EXPLANATION: This resolution will give the City's consent to ODOT to complete the project, since a portion of the project falls within the City of Brunswick.

IMPLEMENTATION SCHEDULE: The project is currently scheduled for construction in summer 2024.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY: No funds are required from the City, except that the City agrees to assume and bear 100% of the total cost for added construction items requested by the City and not necessary for the improvement as determined by the State and the Federal Highway Administration.

RECOMMENDED ACTION:

One Reading	Yes
Two Readings	No
Three Readings	No
Emergency	Yes
Suspension of Rules	Yes

If emergency or suspension of the rules, why the request?

It is requested that legislation is passed by emergency measure with suspension of the rules for the immediate preservation of the public peace, property, health, safety, or welfare, and providing for the usual daily operation of a municipality, and for the further reason that the signed agreement can be forwarded to ODOT in a timely manner.

**ADDITIONAL
INFORMATION:**

CONSENT LEGISLATION

Ordinance/Resolution No. _____

PID No. 108031

Project Name D03 RM FY2024

The following _____ enacted by the City of Brunswick of Medina County, Ohio,
(Ordinance/Resolution)
hereinafter referred to as the City, in the matter of the stated described project.

SECTION I - Project Description

WHEREAS, the State has identified the need for the described project:

To perform reactive maintenance pavement repairs in the City of Brunswick in Medina County. This project includes Interstate Route 71 bridge approaches from SLM 7.942 (IR 71 / IR 76 Interchange) to SLM 26.687 (Cuyahoga county line). Pavement repairs will only be performed at bridge approaches along the IR 71 corridor in this area. IR 71 from SLM 23.217 to SLM 26.687 is within City limits.

This project is currently scheduled to be constructed in the summer of 2024.

NOW THEREFORE, be it ordained by the City of Brunswick of Medina County, Ohio.

SECTION II - Consent Statement

Being in the public interest, the City gives consent to the Director of Transportation to complete the above described project.

SECTION III - Cooperation Statement

The City shall cooperate with the Director of Transportation in the above described project as follows:

- 1) *The City gives consent for the above improvement,*
- 2) *No funds are required from the City except that the City agrees to assume and bear one hundred percent (100%) of the total cost for added construction items requested by the City and not necessary for the improvement as determined by the State and the Federal Highway Administration.*

SECTION IV - Maintenance

Upon completion of the described Project, and unless otherwise agreed, the City shall:

- 1) *Provide adequate maintenance for the described Project in accordance with all applicable state and federal law;*

2) *Provide ample financial provisions, as necessary, for the maintenance of the described project;*

3) *Maintain the right-of-way, keeping it free of obstructions; and hold said right-of-way inviolate for public highway purposes.*

PID No. 108031
Project Name D03 RM FY2024

SECTION V – Utilities and Right-of-Way Statement

If City owned utilities, within a corporation limit or in a private easement outside corporation limits, need to be relocated due to this ODOT project, the City will be reimbursed for any relocation work; ODOT will perform the coordination, relocation, and reimbursement which shall comply with the current provisions of 23 CFR 645 and the ODOT Utilities Manual.

If other public and private utilities need to be relocated due to this ODOT project they will not be reimbursed for relocation; with exceptions due to an easement, etc.

SECTION VI - Authority to Sign

The _____ of said City of Brunswick is hereby empowered on behalf
(Contractual Agent)

of the City of Brunswick to enter into contracts with the Director of Transportation
necessary to complete the above described project.

Passed: _____, 202____.
(Date)

Attested: _____
(Clerk) (Officer of City - title)

Attested: _____
(Title) (Mayor)

This _____ is hereby declared to be an emergency measure to expedite the highway
(Ordinance/Resolution)
project and to promote highway safety. Following appropriate legislative action, it shall take
effect and be in force immediately upon its passage and approval, otherwise it shall take effect
and be in force from and after the earliest period allowed by law.

CERTIFICATE OF COPY
STATE OF OHIO
City of Brunswick of Medina County, Ohio

I, _____, as Clerk of the City of Brunswick of Medina County, Ohio,

Do hereby certify that the foregoing is a true and correct copy of _____ adopted by
(Ordinance/Resolution)
the legislative Authority of the said City of Brunswick on this ____ day of _____, 202__,

that the publication of such _____ has been made and certified of record according to
(Ordinance/Resolution)

law; that no proceedings looking to a referendum upon such _____ have been taken;
(Ordinance/Resolution)

and that such _____ and certificate of publication thereof are of record in
(Ordinance/Resolution)

_____, Page _____.
(Ordinance/Resolution)

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official
seal, if applicable, this ____ day of _____, 202__,

(SEAL)
(If Applicable)

Clerk Signature
City of Brunswick of Medina County, Ohio.

The foregoing is accepted as a basis for proceeding with the project herein described.

For the City of Brunswick of Medina County, Ohio

Attest: _____, Date _____
Contractual Officer

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 95-2023

BY: Mr. Smith, Mr. Abella, Mr. Kuczma

AN EMERGENCY RESOLUTION PROVIDING CONSENT TO THE OHIO
DEPARTMENT OF TRANSPORTATION FOR THE PERFORMANCE OF
REACTIVE MAINTENANCE PAVEMENT REPAIRS ON BRIDGE
APPROACHED ON INTERSTATE 71.

WHEREAS: The Ohio Department of Transportation (“ODOT”) has identified the need to perform reactive maintenance pavement repairs on bridge approaches on Interstate 71 between the Interstate 76/State Route 224 interchange and the Cuyahoga County line (the “Project”); and

WHEREAS: ODOT will complete the Project at no cost to the City, which Project is estimated to be constructed in the summer of 2024.

WHEREAS: THE COUNCIL OF THE CITY OF BRUNSWICK HEREBY RESOLVES:

SECTION 1: That being in the public interest, the City hereby provides its consent to ODOT to complete the Project. The City agrees to pay 100% of the cost of added construction items requested by the City that are not necessary for the Project as determined by ODOT and the Federal Highway Administration.

SECTION 2: The City agrees that upon completion of the Project, and unless otherwise agreed, to provide adequate maintenance in accordance with applicable State and Federal regulations, to provide ample financial provisions, as necessary, for the maintenance of the Project, and to maintain the right-of-way free of obstructions and hold same inviolate for public highway purposes.

SECTION 3: That the City Manager is hereby authorized and directed, upon approval of the Law Director, to execute any document with the Director of Transportation necessary for the Project.

SECTION 4: That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety or welfare, and for the additional reason to ensure timely submission of this consent legislation to ODOT to allow for the Project. Therefore, the same shall be in full force and effect from and after its passage by the required number of votes or from the earliest time allowed by law.

PASSED: 1st Reading _____

Rules Suspended: AYES _____ NAYS _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Clerk of Council
Laura E. Timura

PROPOSED LEGISLATION



DATE: 11/13/2023

TO: Vice Mayor Nicholas Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Matt Jones

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 96-2023** - An emergency resolution providing consent to the Ohio Department of Transportation for the performance of lighting repairs on Interstate 71. - **1st Reading** (To be brought from Services, Utilities, Technology & Cable Committee, Administration/Matt Jones)

BACKGROUND: The proposed project will perform lighting repairs along Interstate 71 north of State Route 303.

PURPOSE AND EXPLANATION: This resolution will give the City's consent to ODOT to complete the project, since the project falls within the City of Brunswick.

IMPLEMENTATION SCHEDULE: The project is currently scheduled for construction in summer 2024.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY: No funds are required from the City, except that the City agrees to assume and bear 100% of the total cost for added construction items requested by the City and not necessary for the improvement as determined by the by the State and the Federal Highway Administration.

RECOMMENDED ACTION:

One Reading	Yes
Two Readings	No
Three Readings	No
Emergency	Yes
Suspension of Rules	Yes

If emergency or suspension of the rules, why the request?

It is requested that legislation is passed by emergency measure with suspension of the rules for the immediate preservation of the public peace, property, health, safety, and welfare, and providing for the usual daily operation of a municipality, and for the further reason that the signed agreement can be forwarded to ODOT in a timely manner.

**ADDITIONAL
INFORMATION:**

CONSENT LEGISLATION

Ordinance/Resolution No. _____

PID No. 108009

Project Name D03 LG FY2024(A)

The following _____ enacted by the City of Brunswick of Medina County, Ohio,
(Ordinance/Resolution)
hereinafter referred to as the City, in the matter of the stated described project.

SECTION I - Project Description

WHEREAS, the State has identified the need for the described project:

To perform lighting repairs on Interstate Route 0071 at SLM 23.58 thru SLM 24.58 (Just north of SR 0303) within the City of Brunswick in Medina County.

This project is currently scheduled to be constructed in the summer of 2024.

NOW THEREFORE, be it ordained by the City of Brunswick of Medina County, Ohio.

SECTION II - Consent Statement

Being in the public interest, the City gives consent to the Director of Transportation to complete the above described project.

SECTION III - Cooperation Statement

The City shall cooperate with the Director of Transportation in the above described project as follows:

- 1) *The City gives consent for the above improvement,*
- 2) ***No funds are required from the City** except that the City agrees to assume and bear one hundred percent (100%) of the total cost for added construction items requested by the City and not necessary for the improvement as determined by the State and the Federal Highway Administration.*

SECTION IV - Maintenance

Upon completion of the described Project, and unless otherwise agreed, the City shall:

- 1) *Provide adequate maintenance for the described Project in accordance with all applicable state and federal law;*
- 2) *Provide ample financial provisions, as necessary, for the maintenance of the described project;*
- 3) *Maintain the right-of-way, keeping it free of obstructions; and hold said right-of-way inviolate for public highway purposes.*

SECTION V – Utilities and Right-of-Way Statement

If City owned utilities, within a corporation limit or in a private easement outside corporation limits, need to be relocated due to this ODOT project, the City will be reimbursed for any relocation work; ODOT will perform the coordination, relocation, and reimbursement which shall comply with the current provisions of 23 CFR 645 and the ODOT Utilities Manual.

If other public and private utilities need to be relocated due to this ODOT project they will not be reimbursed for relocation; with exceptions due to an easement, etc.

SECTION VI - Authority to Sign

The _____ of said City of Brunswick is hereby empowered on behalf
(Contractual Agent)
of the City of Brunswick to enter into contracts with the Director of Transportation
necessary to complete the above described project.

Passed: _____, 202____.
(Date)

Attested: _____
(Clerk) (Officer of City - title)

Attested: _____
(Title) (Mayor)

This _____ is hereby declared to be an emergency measure to expedite the highway
(Ordinance/Resolution)
project and to promote highway safety. Following appropriate legislative action, it shall take
effect and be in force immediately upon its passage and approval, otherwise it shall take effect
and be in force from and after the earliest period allowed by law.

CERTIFICATE OF COPY
STATE OF OHIO
City of Brunswick of Medina County, Ohio

I, _____, as Clerk of the City of Brunswick of Medina County, Ohio,
Do hereby certify that the foregoing is a true and correct copy of _____ adopted by
(Ordinance/Resolution)
the legislative Authority of the said City of Brunswick on this _____ day of _____, 202____,
that the publication of such _____ has been made and certified of record according to
(Ordinance/Resolution)
law; that no proceedings looking to a referendum upon such _____ have been taken;
(Ordinance/Resolution)
and that such _____ and certificate of publication thereof are of record in
(Ordinance/Resolution)
_____, Page _____.
(Ordinance/Resolution)

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official
seal, if applicable, this _____ day of _____, 202____,

(SEAL)
(If Applicable)

Clerk Signature
City of Brunswick of Medina County, Ohio.

The foregoing is accepted as a basis for proceeding with the project herein described.

For the City of Brunswick of Medina County, Ohio

Attest: _____, Date _____
Contractual Officer

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 96-2023

BY: Mr. Smith, Mr. Abella, Mr. Kuczma

AN EMERGENCY RESOLUTION PROVIDING CONSENT TO THE OHIO
DEPARTMENT OF TRANSPORTATION FOR THE PERFORMANCE OF
LIGHTING REPAIRS ON INTERSTATE 71.

WHEREAS: The Ohio Department of Transportation (“ODOT”) has identified the need to perform lighting repairs on Interstate 71 north of State Route 303 (the “Project”); and

WHEREAS: ODOT will complete the Project at no cost to the City, which Project is estimated to be constructed in the summer of 2024.

WHEREAS: THE COUNCIL OF THE CITY OF BRUNSWICK HEREBY RESOLVES:

SECTION 1: That being in the public interest, the City hereby provides its consent to ODOT to complete the Project. The City agrees to pay 100% of the cost of added construction items requested by the City that are not necessary for the Project as determined by ODOT and the Federal Highway Administration.

SECTION 2: The City agrees that upon completion of the Project, and unless otherwise agreed, to provide adequate maintenance in accordance with applicable State and Federal regulations, to provide ample financial provisions, as necessary, for the maintenance of the Project, and to maintain the right-of-way free of obstructions and hold same inviolate for public highway purposes.

SECTION 3: That the City Manager is hereby authorized and directed, upon approval of the Law Director, to execute any document with the Director of Transportation necessary for the Project.

SECTION 4: That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety or welfare, and for the additional reason to ensure timely submission of this consent legislation to ODOT to allow for the Project. Therefore, the same shall be in full force and effect from and after its passage by the required number of votes or from the earliest time allowed by law.

PASSED: 1st Reading _____

Rules Suspended: AYES _____ NAYS _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Clerk of Council
Laura E. Timura