

BRUNSWICK CITY

SERVICES, UTILITIES, TECHNOLOGY & CABLE COMMITTEE

Agenda

APRIL 22, 2024

6:20 PM

**or Immediately Following
Safety & Environment Committee**

1. Discussion Items

- (a) **RES. NO. 39-2024** - An emergency resolution amending Resolution No. 1-2024 by authorizing the City Manager to purchase liquid asphalt emulsion for the Service Department from Northcoast Products in an amount not to exceed \$35,215.00. - **1st Reading** (To be brought from Services, Utilities, Technology & Cable Committee, *Administration/Paul Magovac*)
- (b) **RES. NO. 40-2024** - An emergency resolution authorizing participation in the Ohio Department of Transportation winter contract for road salt for the 2024-2025 winter season. - **1st Reading** (To be brought from Services, Utilities, Technology & Cable Committee, *Administration/Paul Magovac*)
- (c) **RES. NO. 42-2024** - An emergency resolution authorizing the City Manager to enter into an agreement with SCW for the purchase of a one (1) year Microsoft Office 365 G1 subscription in an amount not to exceed \$25,677.50. – **1st Reading** (To be brought from Services, Utilities, Technology & Cable Committee, *Administration/Robert Marok*)
- (d) **RES. NO. 44-2024** - An emergency resolution authorizing the City Manager to enter into an agreement with A&J Cement Contractors, Inc. for the 2024 Concrete Repair Program in an amount not to exceed \$254,600.00. - **1st Reading** (To be brought from Services, Utilities, Technology & Cable Committee, *Administration/Matt Jones*)
- (e) **RES. NO. 45-2024** - An emergency resolution amending Resolution No. 47-18 by increasing the city's local cost share for the North Carpenter Road Project to an amount not to exceed \$3,556,733.05. - **1st Reading** (To be brought from Services, Utilities, Technology & Cable Committee, *Administration/Todd Fischer and Matt Jones*)

2. General Discussion

3. Adjournment

PROPOSED LEGISLATION



DATE: 4/22/2024

TO: Vice Mayor Nicholas Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Paul Magovac

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 39-2024** - An emergency resolution amending Resolution No. 1-2024 by authorizing the City Manager to purchase liquid asphalt emulsion for the Service Department from Northcoast Products in an amount not to exceed \$35,215.00. - **1st Reading** (To be brought from Services, Utilities, Technology & Cable Committee, Administration/Paul Magovac)

BACKGROUND: The owner of Leader is retiring and no longer keeping the doors open. Leader is a sister company to Northcoast Products and has the proprietary product that is specified for our Durapatch machine. We were able to purchase some products from Leader for the amount of \$4,785.00 out of the \$40,000.00.

PURPOSE AND EXPLANATION: The Service Department has a Durapatcher which is a trailer mounted spray injection machine that will allow for the mixing of asphalt emulsion and stone to create an asphalt patch at the site of the pothole. This legislation will allow for the purchase of hot liquid asphalt emulsion which is delivered in bulk and stored in a heated tank that will be stationary at the Streets Department at the West 130th Street yard.

IMPLEMENTATION SCHEDULE: Spring of 2024.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY: PO#202458097 - The costs for this purchase are split between Streets R&M Fund #117 account #117-0420-55303 & the Road Capital Improvement Fund #333 account#333-0474-56870. If approved, the expectation is that the remaining amounts on these purchase orders would remain available and the same.

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?

**ADDITIONAL
INFORMATION:**

This was done earlier in the year with no emergencies and no suspension of the rules, but unfortunately, now is the busy season. Ordering products is timely, and the product is used quickly with frequent filling of our tank.

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 39-2024

BY: Mr. Smith, Mr. Abella, and Mrs. Piper

AN EMERGENCY RESOLUTION AMENDING RESOLUTION NO. 1-2024
BY AUTHORIZING THE CITY MANAGER TO PURCHASE LIQUID
ASPHALT EMULSION FOR THE SERVICE DEPARTMENT FROM
NORTHCOAST PRODUCTS IN AN AMOUNT NOT TO EXCEED \$35,215.00.

WHEREAS: On February 12, 2024, City Council adopted Resolution No. 1-2024 authorizing the City Manager to purchase liquid asphalt emulsion for the Service Department from Leader Machinery Equipment in an amount not to exceed \$40,000.00.

WHEREAS: The liquid asphalt emulsion is component used by the Service Department in its Durapatch Machine to patch potholes on roads within the City.

WHEREAS: The liquid asphalt emulsion is a proprietary product that is specified for use in the Service Department's Durapatch Machine.

WHEREAS: The City has been advised that the purchase of the proprietary liquid asphalt emulsion will be from Northcoast Products, an affiliate of Leader Machinery Equipment.

WHEREAS: To date, the City has purchased proprietary liquid asphalt emulsion from Leader Machinery Equipment in the total amount of \$4,785.00.

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

SECTION 1: That Resolution No. 1-2024 is hereby amended to authorize the City Manager to purchase proprietary liquid asphalt emulsion from Northcoast Products in an amount not to exceed \$35,215.00.

SECTION 2: 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 maintain a continuous supply of the proprietary liquid asphalt emulsion as required for the 2024 construction season. 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, CMC

PROPOSED LEGISLATION



DATE: 4/22/2024

TO: Vice Mayor Nicholas Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Paul Magovac

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 40-2024** - An emergency resolution authorizing participation in the Ohio Department of Transportation winter contract for road salt for the 2024-2025 winter season. - **1st Reading** (To be brought from Services, Utilities, Technology & Cable Committee, *Administration/Paul Magovac*)

BACKGROUND: The ODOT Office of Contracts Purchasing Services provides the opportunity for municipal corporations to participate in the State's purchase of sodium chloride (road salt) for snow and ice removal.

PURPOSE AND EXPLANATION: This agreement would allow the City to purchase sodium chloride (road salt) through the ODOT contract. This provides an economy of scale that typically provides lower prices than the City can receive on its own and helps the City keep salt costs as low as possible. The City of Brunswick has participated in this program in the past years with benefit.

IMPLEMENTATION SCHEDULE: The participation agreement deadline to have submitted completed legislation and the committed quantity of sodium chloride is no later than May 1st, 2024.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY: 2860 tons Salt & Cinders 117-0420-55300

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 so that the legislation will be enacted and delivered to ODOT prior to their May 1st, 2024 deadline.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 40-2024

BY: Mr. Smith, Mr. Abella, and Mrs. Piper

AN EMERGENCY RESOLUTION AUTHORIZING PARTICIPATION IN THE
OHIO DEPARTMENT OF TRANSPORTATION WINTER CONTRACT FOR
ROAD SALT FOR THE 2024-2025 WINTER SEASON.

WHEREAS: Ohio Revised Code Section 5513.01(B) provides the opportunity for political subdivisions to participate in contracts of the Ohio Department of Transportation (“ODOT”) for purchase of supplies, including road salt; and

WHEREAS: The City has participated in ODOT contracts for road salt in past years, which participation minimizes road salt costs and price increases.

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

SECTION 1: The City Manager is hereby authorized and directed, upon the approval of the Law Director, to enter into all necessary agreements with ODOT for the purchase of road salt for the 2024-2025 winter season upon the following terms:

- a) The City agrees to be bound by all terms and conditions established by ODOT in the Road Salt Contract (the “Contract”) and acknowledges that upon award of the Contract by the Director of ODOT, the City will be bound by all such terms and conditions contained therein.
- b) The City hereby acknowledges that upon formal execution of the Contract by the Director of ODOT, a contract between the City and the awarded road salt supplier (the “Supplier”) shall be created.
- c) The City hereby agrees to be solely responsible for resolving all claims or disputes arising out of the participation in the Contract and agrees to hold ODOT harmless from any claims, actions, expenses or other damages arising therefrom.
- d) The City’s electronic order of Sodium Chloride (road salt) will be the amount the City agrees to purchase from the Supplier at the delivered price per ton as per the Contract.
- e) The City hereby agrees to purchase a minimum of 90% of its electronically submitted road salt quantities from Supplier during the effective period of the Contract.
- f) The City hereby agrees to place orders with and directly pay the Supplier on a net 30 basis for all road salt delivered pursuant to the Contract.
- g) The City hereby acknowledges that should the City wish to rescind its election to participate under the Contract, the City will do so no later than Friday, May 3, 2024 at 5:00 p.m. by sending a written email request to ODOT Office of Contract Sales, Purchase Section at Contracts.Purchasing@dot.ohio.gov. Upon receipt, ODOT shall respond

that it has received the rescission request and confirm removal of the City's participation in the Contract. The City hereby acknowledges that it is the sole responsibility of the City to ensure that ODOT has timely received this Resolution and/or any rescission request and ODOT shall not be held responsible or liable for failure to receive the City's request to participate in the Contract and/or any rescission request.

SECTION 2: 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 that this Resolution must be submitted to ODOT by May 1, 2024 to allow for participation in the Contract for the 2024-2025 winter season. 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, CMC

**RESOLUTION AUTHORIZING PARTICIPATION
IN THE ODOT ROAD SALT CONTRACTS AWARDED IN 2024**

WHEREAS, the City of Brunswick, Medina County (hereinafter referred to as the “Political Subdivision”) hereby submits this written agreement to participate in the Ohio Department of Transportation’s (ODOT) annual road salt bid in accordance with Ohio Revised Code 5513.01(B) and hereby agrees to all of the following terms and conditions in its participation of the ODOT road salt contract:

- a. The Political Subdivision hereby agrees to be bound by all terms and conditions established by ODOT in the road salt contract and acknowledges that upon award of the contract by the Director of ODOT it shall be bound by all such terms and conditions included in the contract; and
- b. The Political Subdivision hereby acknowledges that upon the Director of ODOT’s signing of the road salt contract, it shall effectively form a contract between the awarded salt supplier and the Political Subdivision; and
- c. The Political Subdivision agrees to be solely responsible for resolving all claims or disputes arising out of its participation in the ODOT road salt contract and agrees that each party hereto shall be responsible for liability associated with that party’s own errors, actions, and failures to act.
- d. The Political Subdivision’s electronic order for Sodium Chloride (Road Salt) will be the amount the Political Subdivision agrees to purchase from its awarded salt supplier at the delivered bid price per ton awarded by the Director of ODOT; and
- e. The Political Subdivision hereby agrees to purchase a minimum of 90% of its electronically **submitted** salt quantities from its awarded salt supplier during the contract’s effective period; and
- f. The Political Subdivision hereby agrees to place orders with and directly pay the awarded salt supplier on a net 30 basis for all road salt it receives pursuant to ODOT salt contract; and
- g. The Political Subdivision acknowledges that should it wish to rescind this participation agreement it will do so by written, emailed request by no later than Friday, May 3rd, **by 5:00 p.m.** The written, emailed request to rescind this participation agreement must be received by the ODOT Office of Contract Sales, Purchasing Section email: Contracts.Purchasing@dot.ohio.gov by the deadline. The Department, upon receipt, will respond that it has received the request and that it has effectively removed the Political Subdivision’s participation request. Furthermore, it is the sole responsibility of the Political Subdivision to ensure ODOT has received this participation agreement as well as the receipt of any request to rescind this participation agreement. The Department shall not be held responsible or liable for failure to receive a Political Subdivision’s participation agreement and/or a Political Subdivision’s request to rescind its participation agreement.

NOW, THEREFORE, be it ordained by the following authorized person(s) that this participation agreement for the ODOT road salt contract is hereby approved, funding has been authorized, and the Political Subdivision agrees to the above terms and conditions regarding participation on the ODOT salt contract:

_____	(Authorized Signature)	_____	Approval Date
_____	(Authorized Signature)	_____	Approval Date
_____	(Authorized Signature)	_____	Approval Date
_____	(Authorized Signature)	_____	Approval Date
_____	(Authorized Signature)	_____	Approval Date

THIS RESOLUTION MUST BE UPLOADED TO THE SALT PARTICIPATION WEBSITE BY NO LATER THAN MAY 3rd, 2024.

PLEASE NOTE: THE DEPARTMENT WILL NOT ACCEPT TYPED SIGNATURES. PARTICIPATION AGREEMENTS SUBMITTED WITH TYPED SIGNATURES WILL BE INVALID AND INELIGIBLE FOR APPROVAL. YOU CANNOT SUBMIT A WORD DOCUMENT VERSION OF THIS PARTICIPATION AGREEMENT. NO EXCEPTIONS.

PROPOSED LEGISLATION



DATE: 4/22/2024

TO: Vice Mayor Nicholas Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Robert Marok

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 42-2024** - An emergency resolution authorizing the City Manager to enter into an agreement with SCW for the purchase of a one (1) year Microsoft Office 365 G1 subscription in an amount not to exceed \$25,677.50. – **1st Reading** (To be brought from Services, Utilities, Technology & Cable Committee, *Administration/Robert Marok*)

BACKGROUND: The City of Brunswick uses Office 365 for Microsoft email services. This is a contracted service that is renewed yearly.

PURPOSE AND EXPLANATION: To maintain subscription email services for all city departments.

IMPLEMENTATION SCHEDULE: When passed

FINANCIAL INFORMATION:

FINANCIAL SUMMARY: The cost will be broken down and allocated to each department based upon each department's total users. Each department included an estimated cost for this line item in the original budget. It is possible if user counts change from one year to the next that a budget amendment could become necessary. At this time, a budget amendment is not expected for this item.

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?

Quotes for the licensing were obtained due to the suspected renewal amount budgeted to be greater than \$25000. The quote from SCW is \$643 dollars less than Sourcewell pricing and \$783 below the State contract price. Due to current market conditions, quotes and prices are only valid for 30 days. To continue email services for all city departments requesting the resolution to be adopted as an emergency with suspension of the rules

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 42-2024

BY: Mr. Smith, Mr. Abella, and Mrs. Piper

AN EMERGENCY RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH SCW FOR THE PURCHASE OF A ONE (1) YEAR MICROSOFT OFFICE 365 G1 SUBSCRIPTION IN AN AMOUNT NOT TO EXCEED \$25,677.50.

WHEREAS: The City of Brunswick belongs to the Ohio Cooperative Purchasing Program under the direction of the Ohio Department of Administrative Services;

WHEREAS: The City of Brunswick is a member of the Sourcewell Joint Purchasing Program as authorized by this Council and Ohio Revised Code Section 9.48;

WHEREAS: Ohio Revised Code Section 125.04(C) permits the City to purchase supplies or services from another party without competitive bidding and outside the State Cooperative Purchasing Program if such supplies or services can be purchased under equivalent terms, conditions and specifications, but at a lower price than through the State Cooperative Purchasing Program; and

WHEREAS: The proposed purchase of the one (1) year Microsoft Office 365 G1 subscription in an amount not to exceed \$25,677.50 is upon equivalent terms, conditions and specifications and at a lower price than through the State Cooperative Purchasing Program and Sourcewell Joint Purchasing Program.

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

SECTION 1: That the City Manager, upon approval of the Law Director, is hereby authorized to enter into an Agreement with SCW for the purchase of a one (1) year Microsoft Office 365 G1 subscription in an amount not to exceed \$25,677.50.

SECTION 2: 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 secure pricing. 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, CMC

DATE: 4/22/2024

TO: Vice Mayor Nicholas Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Paul Magovac

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 44-2024** - An emergency resolution authorizing the City Manager to enter into an agreement with A&J Cement Contractors, Inc. for the 2024 Concrete Repair Program in an amount not to exceed \$254,600.00. - **1st Reading** (To be brought from Services, Utilities, Technology & Cable Committee, *Administration/Matt Jones*)

BACKGROUND: Authorization for public bid granted by City Council motion of February 26, 2024. Bids were opened on April 11, 2024. Eight bids were received.

PURPOSE AND EXPLANATION: The proposed project will remove and replace deteriorated concrete pavement joints/slabs/curbs on residential streets in Wards 1 and 2. Residential street repairs in Wards 3 and 4 are being addressed in a separate concurrent project. This project is being partially funded by the City's road levy.

IMPLEMENTATION SCHEDULE: The project is anticipated to commence in June and be completed in August.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY: The bid construction costs of \$254,600 are to be charged off to the following funds and accounts to remain consistent with the allocation of the engineer expenses for this project:

- 1) 43.7% - \$111,260.20 to Road Levy Improvement Fund #332 - account #332-0473-56881
- 2) 25.7% - \$65,432.20 to the Street R& M Fund #117 - account#117-0420-56881
- 3) 30.6% - \$77,907.60 to the Road Capital Projects Fund #333 - account #333-0474-56870

Total of \$254,600

RECOMMENDED ACTION:

One Reading	Yes
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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 the providing for the usual daily operation of a municipality, and for the further reason that this project may commence and be substantially completed during the 2024 construction season.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 44-2024

BY: Mr. Smith, Mr. Abella, and Mrs. Piper

AN EMERGENCY RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH A&J CEMENT CONTRACTORS, INC. FOR THE 2024 CONCRETE REPAIR PROGRAM IN AN AMOUNT NOT TO EXCEED \$254,600.00.

WHEREAS: The City of Brunswick received eight (8) bids for the 2024 Concrete Repair Program (the “Project”), in accordance with public bidding requirements, for concrete repairs in Wards 1 and 2; and

WHEREAS: The eight (8) received public bids were opened on April 11, 2024, with A&J Cement Contractors, Inc. determined to be the lowest and best bidder.

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

SECTION 1: That the City Manager, with the approval of the Law Director, is hereby authorized and directed to enter into an Agreement with A&J Cement Contractors, Inc., the lowest and best bidder, for the 2024 Concrete Repair Program in an amount not to exceed \$254,600.00.

SECTION 2: 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 that immediate passage is necessary for completion of the Project during the 2024 construction season. 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, CMC

MEMO

Engineering Department



TO: City Council
FROM: Matthew M. Jones, P.E.
DATE: April 22, 2024
RE: 2024 Concrete Repair Program

On April 11, 2024, public bids were opened for the 2024 Concrete Repair Program. A tabulation of the bid results is attached for your reference. Eight companies submitted bids for the project. The low bidder for the project was A&J Cement Contractors, Inc. at \$254,600.00. The Engineer's estimate was \$325,000.00. Set In Stone Contracting, LLC was the second low bidder with a bid of \$289,775.00.

This project will remove and replace deteriorated concrete pavement joints/slabs on various residential streets in Wards 1 and 2.

This project is being partially funded by the City's Road Levy.

CVE staff has contacted a sampling of municipal references provided by A&J Cement. The reference check did not find any reoccurring issues with A&J. Three municipalities were contacted regarding three separate projects, and all characterized them as an above average contractor.

Based upon a review of the bid documents and other municipal references, it is my opinion that A&J Cement has the needed experience, personnel and equipment to successfully complete the work as bid and should be considered the lowest and best bidder for this project.

Therefore, I respectfully request that City Council consider emergency legislation to award a contract in the amount of \$254,600.00 to A&J Cement Contractors, Inc. to complete the 2024 Concrete Repair Program.

If you have any questions or require any additional information please contact me at your convenience.

Attachments

C: Carl DeForest, City Manager
Paul Magovac, Service Director
Todd Fischer, Finance Director
Dennis Nevar, Law Director

PROPOSED LEGISLATION



DATE: 4/22/2024

TO: Vice Mayor Nicholas Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Todd Fischer, Paul Magovac

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 45-2024** - An emergency resolution amending Resolution No. 47-18 by increasing the city's local cost share for the North Carpenter Road Project to an amount not to exceed \$3,556,733.05. - **1st Reading** (To be brought from Services, Utilities, Technology & Cable Committee, *Administration/Todd Fischer and Matt Jones*)

BACKGROUND: Resolution 22-18 was approved by the City Council on March 26, 2018. A prior resolution pledging cooperation with ODOT was approved by the City Council on February 13, 2017. Bids for the design-build project were opened on May 3, 2018. The low bidder was Shelley and Sands at \$10,495,250.01 for the base bid and \$924,651.01 for the additive alternate (Grafton Road turn lanes). Various costs associated with this project are borne by the State of Ohio, the City of Brunswick and Medina County. At the time Resolution #22-18 was passed, the local estimated costs for this project equaled \$3,165,886.37. After the bids were received, including both the base bid and the alternate bid, the local estimated costs were revised to a new total of \$3,256,827.09 via Res #39-18 and then changed again to \$3,256,830.51 via Res#47-18.

This project included an additive alternate bid to reconstruct Grafton Road approaching North Carpenter Road, including the addition of left turn lanes in both directions. The project reconstructed 2.06 miles of North Carpenter Road from 0.54 miles north of Center Road (SR 303) to Boston Road in the City of Brunswick and Brunswick Hills Township. The project was a total reconstruction of North Carpenter Road, including new pavement, curbs, sidewalks, storm sewers, and adjustments to vertical alignment. The project was also a design-build, which means the contractor was given the scope of work and prepared detailed design plans as part of the construction project after the contract was awarded.

Now that the project has been completed, ODOT has calculated the final local cost share to be \$3,556,733.05. This is an additional \$299,902.54. As of April 9, 2024, the City has been invoiced for this additional amount. The \$299,902.54 is also in addition to the total amount authorized in Resolution #47-18 and thus Res #47-18 requires further amendment to pay this additional amount. Res #47-18 should be amended to increase the local cost share to an amount not to exceed \$3,556,733.05.

PURPOSE AND EXPLANATION: The purpose of the amendment to the prior resolution is to increase City Council's local cost share from \$3,256,830.51 to \$3,556,733.05, an increase of \$299,902.54.

IMPLEMENTATION SCHEDULE: For the Council's consideration as an emergency and suspension of the rules for the April 22, 2024, Council meeting. Emergency and suspension of the rules is requested to pay the ODOT invoice within 30 days of receipt. The invoice is dated April 9, 2024.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY: Upon final reconciliation and invoicing by ODOT, the total local cost share for the North Carpenter Improvement Project has been revised to a new total of \$3,556,733.05. This is a total increase of \$299,902.54 from that previously paid and as authorized in City Council Res #47-18.

The base bid for this project is funded as follows: 80% from a State Infrastructure Bank (SIB) Loan with 100% of the principal to be repaid over 10 years by the Northeast Ohio Areawide Coordinating Agency (NOACA). Interest on the loan will be split 80% to Northeast Ohio Areawide Coordinating Agency and 20% City of Brunswick, with the City of Brunswick's share of the interest not to exceed \$300,000.

The additive alternate (Grafton turn lanes) is being funded with 100% local dollars.

Inspection and preliminary engineering costs are allocated by ODOT based upon the % of construction and detail design costs between the base bid and the alternate bid. ODOT has assigned a project code 1 for the base bid costs, project code 2 was assigned to the alternate.

Local costs are to be split between the City of Brunswick and Medina County based on where the work is done in the project area. In general, local costs are expected to be split approximately 79.8% between the City of Brunswick and 20.2% between Medina County.

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, health, safety, or welfare, and so that the legislation will be enacted and payment can be made to the Treasurer of

State of Ohio within 30 days of the receipt of the final invoice. The invoice is dated April 9, 2024.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 45-2024

BY: Mr. Smith, Mr. Abella, and Mrs. Piper

AN EMERGENCY RESOLUTION AMENDING RESOLUTION NO. 47-18 BY INCREASING THE CITY'S LOCAL COST SHARE FOR THE NORTH CARPENTER ROAD PROJECT TO AN AMOUNT NOT TO EXCEED \$3,556,733.05.

WHEREAS: The Ohio Department of Transportation ("ODOT") has completed the reconstruction of a 2.06 mile portion of North Carpenter Road from 0.54 miles north of State Route 303 to Boston Road located in the City of Brunswick and Brunswick Hills Township, including, without limitation, new pavement, curbs, sidewalks, storm sewers and adjustments to vertical alignment (the "Project").

WHEREAS: On February 13, 2017, City Council adopted Resolution No. 12-17 authorizing the Project and providing cooperation as provided therein.

WHEREAS: On March 26, 2018, City Council adopted Resolution No. 22-18 authorizing the City's local cost share in a total estimated amount not to exceed \$3,165,886.37.

WHEREAS: On May 22, 2018, City Council adopted Resolution No. 39-18 authorizing the City's local cost share in a total estimated amount not to exceed \$3,256,827.09.

WHEREAS: On June 25, 2018, City Council adopted Resolution No. 47-18 authorizing the City's local cost share in a total estimated amount not to exceed \$3,256,830.51

WHEREAS: Upon completion of the Project, the City's local cost share has increased by the amount of \$299,902.54 to a total amount of \$3,556,733.05 per ODOT invoice dated April 9, 2024.

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

SECTION 1: That Resolution No. 47-18 is hereby amended to increase the City's local cost share for the Project to an amount not to exceed \$3,556,733.05.

SECTION 2: That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, health, safety and welfare and for the additional reason to allow final payment to be made to the Treasurer of the State of Ohio within thirty (30) days of receipt of the April 9, 2024 invoice. 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, CMC



Accounts Receivable

The Ohio Department of Transportation

In Account With

City of Brunswick
4095 Center Road
Brunswick, Ohio
44212

Address questions concerning this invoice to:
Dan Balsley
Ohio Department of Transportation
Division of Finance
Phone: 614-387-7950

Invoice Number	FAP Number	PID	Project #	Project Description	County	District
24002	F964-049	14821	183004	N Carpenter Road	Medina	D3

Description of Work Done:

The project consists of reconstruct 2.06 miles of North Carpenter Road from 0.54 miles north of State Route 303 to Boston Road, lying within the City of Brunswick.

The City of Brunswick agrees to assume and bear 100% of the entire cost of the improvement, less the amount of Federal-aid and State funds set aside by the Director of Transportation of the State of Ohio and the financing of this project.

Costs to the City of Brunswick:	Construction Contract Costs	\$3,074,012.21
	Less Deposit	-\$3,052,954.79
	Construction Inspection Costs	\$273,831.52
	Less Deposit	-\$203,875.72
	Preliminary Engineering Costs	\$48,746.06
	Detail Design Costs	\$160,143.26
Balance		\$299,902.54

Amount Due State of Ohio	\$299,902.54
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Please Return Bottom Portion of Invoice with Payment

Make Check Payable To:

The Treasurer of the State of Ohio
C/O The Ohio Department of Transportation

Invoice Number:	24002
Amount Due:	\$299,902.54

Remit To:

Division of Finance - Accounts Receivable
1980 West Broad Street
Columbus, Ohio 43223

Manager, Project Accounting

4/9/2024

Date

Project Breakdown				
	Part Code 1	Part Code 2	Total	
Actual Amount	8,854,903.41	1,000,317.87	9,855,221.28	
Actual Percentage	89.850%	10.150%	100.000%	
Actual Incidental Amount	1,478,928.84	167,071.16	1,646,000.00	
Actual Incidental Percentage	89.850%	10.150%	100.000%	
Total Costs by Type				
Total Construction Contract Costs	10,333,832.25	1,167,389.03	11,501,221.28	
Total Construction Inspection Costs	874,951.44	98,841.23	973,792.67	
Total Prel. Eng. Costs (Local)	243,730.29	-	243,730.29	
Total Project Costs	11,452,513.98	1,266,230.26	12,718,744.24	
Totals by Share				
Total Federal Share	9,162,011.19	-	9,162,011.19	
Total State Share	-	-	-	
Total Local Share	2,290,502.80	1,266,230.26	3,556,733.05	
Total Local Costs	2,290,502.80	1,266,230.26	3,556,733.05	
Less Deposit			(3,256,830.51)	
Amount Owed by City of Brunswick			\$ 299,902.54	