

BRUNSWICK CITY SERVICES, UTILITIES, TECHNOLOGY & CABLE COMMITTEE

Agenda FEBRUARY 13, 2017 6:35 PM

1. Discussion Items
 - (a) **RES. NO. 12-17** - An emergency resolution authorizing the Ohio Department of Transportation to reconstruct a portion of North Carpenter Road located in the City of Brunswick - **1st Reading** (To be brought from Services, Utilities, Technology & Cable Committee, *Administration/Matt Jones*)
2. General Discussion
3. Adjournment

THE CITY OF BRUNSWICK

PROPOSED LEGISLATION



DATE: 02/13/2017

TO: Vice Mayor Patricia Hanek and Members of City Council

FROM: Carl S. DeForest, Acting City Manager
Paul Barnett

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 12-17** - An emergency resolution authorizing the Ohio Department of Transportation to reconstruct a portion of North Carpenter Road located in the City of Brunswick - **1st Reading** (To be brought from Services, Utilities, Technology & Cable Committee, *Administration/Matt Jones*)

BACKGROUND: New legislation request.

PURPOSE AND EXPLANATION: The purpose of the project is to reconstruct 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 will be a total reconstruction of North Carpenter Road including new pavement, curbs, sidewalks, storm sewers, and adjustments to vertical alignment. The project is design-build, which means the contractor is given the scope of work and will need to prepare detailed design plans as part of the construction project after the contract is awarded.

IMPLEMENTATION SCHEDULE: Construction is tentatively scheduled to begin in the spring/summer of 2018. The time frame for the project is contingent on a State Infrastructure Bank (SIB) loan being approved for the project's Federal funding share.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY: The project is being funded with 80% Federal dollars by the Northeast Ohio Areawide Coordinating Agency (NOACA). The remaining 20% local share will be split between the City of Brunswick (78.3% of local share) and Medina County (21.7% of local share). ODOT'S preliminary cost estimate for the City's share of the project is \$1,925,000 for construction and \$54,000 for construction engineering (inspection).

As a result of the City's multi-year capital set aside program and capital budget plan, the City has sufficient funds to cover the estimated local cost share for this project.

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 by ODOT's March 10, 2017 deadline.

**ADDITIONAL
INFORMATION:**



OHIO DEPARTMENT OF TRANSPORTATION

DISTRICT 3 • 906 CLARK AVE • ASHLAND, OHIO 44805 • (800) 276-4188

JOHN R. KASICH, GOVERNOR • JERRY WRAY, DIRECTOR • HOWARD P. HUEBNER, DISTRICT DEPUTY DIRECTOR

January 13, 2017

Ron Falconi, Mayor
City of Brunswick
4095 Center Road
Brunswick, OH 44212

RE: PID 14821 MED N Carpenter Rd

Dear Mayor,

Enclosed are two (2) copies of an ordinance/resolution form, to be enacted by City Council for the referenced project.

Please make arrangements to have the ordinance forms presented to the City Council for consideration and when enacted, **return two (2) original signature copies to this office by March 10, 2017**. An original signature copy will be returned to the City with a signature of the Director of ODOT affixed.

If the City does not have an official seal, please attach a copy of a statement to that effect to the return transmittal.

Please call this office at 419.207.7065 if you have any questions.

Respectfully,

Mike Schafrath, PE
District Work Plan Coordinator

Enclosures

cc: project file, reading file

RECEIVED

JAN 26 2017

CITY OF BRUNSWICK

PRELIMINARY LEGISLATION

Ordinance/Resolution No. _____

PID No. 14821

Project Name MED N Carpenter Road

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:

The purpose of the project is to reconstruct 2.06 miles of North Carpenter Road from 0.54 miles north of State Route 303 to Boston Road. The project is located in the City of Brunswick and Brunswick Hills Township, Medina County, Ohio.

The project will be a total reconstruction of North Carpenter Road including new pavement, curbs, sidewalks, storm sewers and adjustments to vertical alignment. The project is design build which means the contractor is given the scope of work and will need to prepare detail design plans as part of the construction project after the contract is awarded.

Construction is tentatively scheduled to begin in the spring/summer of 2018.

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, for the portion of this project within the Brunswick Corporation limit, as follows:

- 1) *A SIB loan has not been approved yet for NOACA's Federal share. If this happens, NOACA agrees to assume and bear eighty percent (80%) of the roadway design, construction and construction engineering costs. The City agrees to assume and bear twenty percent (20%) of the roadway design, construction and construction engineering costs;*
- 2) *A SIB loan has not been approved yet for NOACA's Federal share. If this happens, NOACA agrees to assume and bear eighty percent (80%) of the*

SECTION III - Cooperation Statement continued.

roadway design, construction and construction engineering costs. The County agrees to assume and bear twenty percent (20%) of the roadway design, construction and construction engineering costs;

- 3) Local Cost Shares will be based on ratio of roadway frontage within each political entity along North Carpenter Road within the project area. The North Carpenter Road frontage ratio is currently measured by GIS data as 78.3% city and 21.7% County;*
- 4) The city agrees to act as lead agent and contract authority for Medina County;*
- 5) A preliminary cost estimate for the city's share of this project is \$1,925,000 for construction costs and \$54,000 for construction engineering (inspection).*

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. 14821
Project Name MED N Carpenter Rd

SECTION V – Utilities and Right-of-Way Statement

The City agrees to be responsible for all utility accommodation, relocation, and reimbursement and agrees that all such accommodations, relocations, and reimbursements shall comply with the current provisions of 23 CFR 645 and the ODOT Utilities Manual.

Passed: _____, 20____.
(Date)

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

Attested: _____
(Title) (President of Council)

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.

PID No. 14821
Project Name MED N Carpenter Rd

**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 _____, 20____,

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 _____, 20____,

(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

For the State of Ohio

Attest: _____, Date _____
Director, Ohio Department of Transportation

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. _____

BY:

AN EMERGENCY RESOLUTION AUTHORIZING THE OHIO
DEPARTMENT OF TRANSPORTATION TO RECONSTRUCT A PORTION
OF NORTH CARPENTER ROAD LOCATED IN THE CITY OF
BRUNSWICK.

WHEREAS: The Ohio Department of Transportation (“ODOT”) intends to reconstruct a 2.06 mile portion of North Carpenter Road located in the City of Brunswick and Brunswick Hills Township, including, without limitation, newpavement, curbs, sidewalks, storm sewer and adjustments to vertical alignment (the “Project”);

WHEREAS: The portion of the Project located in the City is currently estimated at 78.3%, with the remaining 21.7% located in Brunswick Hills Township;

WHEREAS: The preliminary cost estimate for the City’s share of the portion of the Project located in the City is \$1,925,000.00 for construction costs and \$54,000.00 for engineering and inspection costs; and

WHEREAS: The Project is tentatively scheduled for the 2018 construction season and ODOT has requested that authorizing legislation be returned by March 10, 2017 to expedite the Project.

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

SECTION 1: Being in the public interest and subject to approval of a SIB Loan for NOACA’s federal share of the Project, the City hereby authorizes ODOT to complete the portion of the Project located in the City and shall cooperate with ODOT as follows:

- (a) ODOT/NOACA agrees to assume and bear 80% of the design, construction, engineering and inspection costs of the Project;
- (b) The City agrees to assume and bear 20% of the design, construction, engineering and inspection costs of the portion of the Project located in the City;
- (c) Medina County agrees to assume and bear 20% of the design, construction, engineering and inspection costs of the portion of the Project located in the Township;
- (d) The City shall act as lead agent and contracting authority for Medina County;

SECTION 2: Upon completion of the Project, and unless otherwise agreed, the City shall:

- (a) Provide adequate maintenance for the portion of the Project located

- in the City in accordance with all applicable State and federal law;
- (b) Provide ample financial provisions, as necessary, for the maintenance of the portion of the Project located in the City; and
- (c) Maintain the right-of-way of the portion of the Project located in the City, keeping it free of obstructions and hold said right-of-way inviolate for public highway purposes.

SECTION 3: The City agrees to be responsible for all utility accommodation, relocation and reimbursement for the portion of the Project located in the City and agrees that all such accommodations, relocations and reimbursements shall comply with the current provisions of 23 CFR 645 and the ODOT Utilities Manual.

SECTION 4: That the City Manager is hereby authorized and directed, upon approval of the Law Director, to enter into any other documents with ODOT as necessary to complete the above-described Project.

SECTION 5: That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety and welfare, and for the additional reason that ODOT has requested that authorizing legislation be returned by March 10, 2017 to expedite 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
 Barbara J. Ortiz, CMC

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 12-17

BY: Mr. Salzgeber, Mr. Hanek and Mr. Ousley

AN EMERGENCY RESOLUTION AUTHORIZING THE OHIO
DEPARTMENT OF TRANSPORTATION TO RECONSTRUCT A PORTION
OF NORTH CARPENTER ROAD LOCATED IN THE CITY OF
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- in the City in accordance with all applicable State and federal law;
- (b) Provide ample financial provisions, as necessary, for the maintenance of the portion of the Project located in the City; and
- (c) Maintain the right-of-way of the portion of the Project located in the City, keeping it free of obstructions and hold said right-of-way inviolate for public highway purposes.

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PASSED: 1st Reading _____

Rules Suspended: AYES _____ NAYS _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
 Clerk of Council
 Barbara J. Ortiz, CMC