

1.23.24 1st Reading
1.23.24 2nd Reading
1.23.24 3rd Reading
1.23.24 Under Suspension
1.23.24 Adopted

ORDINANCE NO. 2024 -02

INTRODUCED BY MAYOR AND COUNCIL AS A WHOLE

A RESOLUTION AUTHORIZING THE ENGINEER TO BEGIN THE PREPARATION OF PLANS AND SPECIFICATIONS AND TO ADVERTISE FOR BIDS FOR THE FORBES ROAD FORCE MAIN REPAIR PROJECT IN THE VILLAGE OF OAKWOOD AND DECLARING AN EMERGENCY

WHEREAS, the entire territory within the limits of the Village of Oakwood is designated within County Sewer District No. 18; and

WHEREAS, the Village of Oakwood owns all of the storm and sanitary sewers and sanitary sewerage systems within the Village located in the public right-of-way and easements (the "Village Sewers"), excluding any sanitary sewers owned and maintained by the Northeast Ohio Regional Sewer District, ("NEORSRD"); and

WHEREAS, the Village of Oakwood, per Resolution 2014-35, entered into a contract with the Cuyahoga County Council in order for the County to collect funds for, and to make improvements and maintenance, to the sewer systems within the County Sewer District No.18; and

WHEREAS, the Village Engineer and Service Director have notified the Cuyahoga County Department of Public Works that the condition of the Forbes Road force main, between Somerville Drive and Tupelo Drive continues to experience sanitary sewer leaks; and

WHEREAS, Council had, by Resolution 2020-86, authorized the Mayor enter into an agreement with Cuyahoga County to Resurface Forbes Road between Richmond Road and I-271; and,

WHEREAS, the Cuyahoga County Department of Public Works has advised the Mayor and the Village Engineer that it will commence with the reconstruction and resurfacing of Forbes Road between Richmond Road and I-271 in Spring 2024; and

WHEREAS, the Village Engineer and Service Director have advised the Mayor that the repairs to the Forbes Road sanitary sewer force main should be completed prior to the resurfacing of Forbes Road by the Cuyahoga County Department of Public Works to prevent additional costs and repairs to the roadway after the completion of the resurfacing; and

WHEREAS, the Cuyahoga County Department of Public Works has advised the Village Engineer and the Service Director that it can utilize funds collected to make improvements to the sewer systems within the County Sewer District No.18 to reimburse the Village of Oakwood for engineering and construction costs for the Forbes Road Force Main Repair Project; and,

WHEREAS, the Village Engineer and Service Director have recommended to the Mayor and Council that the Village Engineer be authorized to begin the preparation of plans and specifications and to advertise for bids for the Forbes Road Force Main Repair Project in order to eliminate the potential for the releases of raw sewage into the environment.

NOW THEREFORE, BE IT ORDAINED by the Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio that:

SECTION 1. The Village Engineer be and is hereby authorized and directed to prepare plans and specifications for the Forbes Road Force Main Repair Project.

SECTION 2. The Village Engineer be and is hereby authorized and directed to advertise for bids according to law for the repairs and other work as specified in Section 1 hereof.

SECTION 3. Upon receipt of the bids, the Mayor shall provide all members of Council with a bid tabulation summary for each bidder prior to the Board of Control awarding any contract for the matters described in Section 1 hereof.

SECTION 4. The Village Engineer shall coordinate with the Cuyahoga County Department of Public Works and other agencies, such as the Northeast Ohio Regional Sewer District and the Ohio EPA to secure funds as required to make the improvements to the Forbes Road force main. The Director of Finance be and is hereby authorized and directed to issue vouchers for the purposes as expressed in Section 1 hereof upon the award of contracts pursuant to Board of Control approval, said amounts to be charged to the Sanitary Sewer Fund with documentation including invoices and cancelled checks to be submitted promptly to the Cuyahoga County Department of Public Works, and other funding sources, as required for full reimbursement.

SECTION 5. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the inhabitants of the Village, the reason for the emergency being that the Forbes Road force main is in need of immediate repair, therefore, provided it receives two-thirds (2/3) of the vote of all members of Council elected thereto, said Ordinance shall be in full force and effect immediately upon its adoption by this Council and approval by the Mayor, otherwise from and after the earliest period allowed by law.

PASSED: 1.23.2024

Tanya Joseph
Tanya Joseph, Clerk of Council

Erica J. Nikolic
Erica Nikolic, President of Council

Presented to the Mayor 1.24.2024

Approved: 1.24.2024

Gary V. Gottschalk
Mayor, Gary V. Gottschalk

I, Tanya Joseph, Clerk of Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio, do hereby certify that the foregoing Ordinance No. 2024 -02 was duly and regularly passed by this Council at the meeting held on the 23rd day of January, 2024.

Tanya Joseph
Tanya Joseph, Clerk of Council

POSTING CERTIFICATE

I, Tanya Joseph, Clerk of Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio, do hereby certify that Ordinance No. 2024-02 was duly posted on the 24th day of January, 2024, and will remain posted for a period of fifteen (15) days thereafter as provided in the Village Charter.

Tanya Joseph
Tanya Joseph, Clerk of Council

DATED: 1.24.2024