

AN ORDINANCE REQUESTING THAT THE COUNTY PERFORM ADDITIONAL WORK AS PART OF THE GREEN ROAD PROJECT AND INCREASING THE CITY'S TOTAL COST FOR ALL WORK PERFORMED AS PART OF THE GREEN ROAD PROJECT.

WHEREAS, the proposed repair and resurfacing of Green Road (CR-14) from the City of Shaker Heights south corporation line to Chagrin Boulevard ("Green Road project") in the City of Beachwood is being financed by Cuyahoga County and the City of Beachwood; and

WHEREAS, the Green Road project financing is a 80/20 split, for eligible items, with Cuyahoga County financing eighty percent (80%) and the City of Beachwood financing twenty percent (20%); and

WHEREAS, the Agreement between Cuyahoga County and the City of Beachwood contains a provision that if the City formally requests that Cuyahoga County include additional items in the Green Road project, then the City agrees to pay the engineering and construction costs associated with such items; and

WHEREAS, the Staff Engineer is requesting that this Council formally request that Cuyahoga County include the following additional work in the Green Road project: replacement of the traffic signal at the intersection of Green Road and Halburton Road, additional curb replacements, entire drive apron replacement, and maintenance of existing sprinkler systems; and

WHEREAS, portions of the additional curb replacement work and the entire drive apron replacement work are subject to the 80/20 split; and

WHEREAS, the estimated engineering and construction costs associated with the replacement of the traffic signal at the intersection of Greed Road and Halburton Road is \$105,000; and

WHEREAS, the estimated engineering and construction costs associated with the sprinkler system maintenance is \$6,000.00; and

WHEREAS, the estimated total Green Road project cost is \$1,112,100.00 and the City's share is \$623,830.35 and Cuyahoga County's share is \$488,269.65; and

WHEREAS, the City's share is less than the five year capital budget allocation for the Green Road project; and

WHEREAS, this Council desires to formally request that Cuyahoga County perform the following additional work as part of the Green Road project: replacement of the traffic signal at the intersection of Green Road and Halburton Road, additional curb replacements, entire drive apron replacement, and maintenance of existing sprinkler systems.

ORDINANCE NO. 2011-108

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

Section 1: Cuyahoga County is hereby requested to perform the following additional work as part of the Green Road project: replacement of the traffic signal at the intersection of Green Road and Halburton Road, additional curb replacements, entire drive apron replacement, and maintenance of existing sprinkler systems.

Section 2: The City of Beachwood agrees to assume responsibility for the cost of any expenses incurred by Cuyahoga County for the additional work requested in Section 1 provided that the City's total cost for all work associated with the Green Road project shall not exceed \$623,830.35.

Section 3: It is found and determined that all formal actions and deliberations of Council and its committees relating to the passage of this legislation that resulted in formal action were in meetings open to the public where required by Chapter 105 of the Codified Ordinances of the City.

Section 4: This Ordinance is declared to be an urgent measure which is immediately necessary for the public peace, health or safety or the efficient operation of the City such necessity existing for the reason that such additional work must be timely included in the Green Road project in order to avoid delays.

WHEREFORE, this Ordinance shall be in full force and effect from and after the earliest date permitted by law.

Attest: I hereby certify this legislation was duly adopted on the 15th day of August, 2011, and presented to the Mayor for approval or rejection in accordance with Article III, Section 8 of the Charter on the 16th day of August, 2011.

Clerk

Approval: I have approved this legislation this 16th day of August, 2011, and filed it with the Clerk.

Mayor