

**RESOLUTION NO. 014-23R**

**A RESOLUTION DECLARING THE NECESSITY FOR THE CITY TO PROCEED WITH THE PROPOSED EAST WATER STREET RESURFACING PROJECT; APPROVING THE SPECIFICATIONS AND ENGINEER'S ESTIMATE OF COST THEREOF; AND DIRECTING THE CITY MANAGER TO ADVERTISE FOR AND RECEIVE BIDS IN RELATION THERETO; AND DECLARING THAT THIS RESOLUTION SHALL TAKE IMMEDIATE EFFECT IN ACCORDANCE WITH SECTION 14 OF THE CITY CHARTER.**

**WHEREAS**, the City Commission approved the submission of an application to the Erie Regional Planning Commission Metropolitan Planning Organization (MPO) for financial assistance for the East Water Street Resurfacing Project and, if awarded, approving an LPA Federal Local-Let Project Agreement with the Ohio Department of Transportation (ODOT) by Resolution No. 009-20R, passed on March 23, 2020; and

**WHEREAS**, the City Commission approved an agreement for professional services with K.E. McCartney & Associates, inc. of Mansfield, Ohio, for contract Administration and Inspection Services for the East Water street Resurfacing Project by Ordinance No. 23-029, passed on February 13, 2023; and

**WHEREAS**, the East Water Street Resurfacing Project will provide for improvements to East Water Street from Franklin Street to Meigs Street and includes milling of existing pavement, resurfacing with intermediate an surface courses of asphalt, full depth and partial depth base repairs, curb and gutter improvements, multi-use path, adjustments to manholes, monument boxes and water value boxes, ADA curb ramps, drive aprons, landscaping, crosswalks, signage, and pavement markings; and

**WHEREAS**, the estimated cost of construction is \$886,594.80 and will be paid as follows:

|  |                     |
|--|---------------------|
| MPO/Federal Funds                              | \$474,477.00        |
| Capital Projects Funds (Issue 8 - Streets)     | \$ 51,594.80        |
| Capital Projects Funds (Sandusky Bay Pathway)  | \$200,000.00        |
| <u>American Rescue Plan Act Stimulus Funds</u> | <u>\$160,523.00</u> |
| Total  | \$886,594.80        |

**WHEREAS**, this Resolution should be passed as an emergency measure under suspension of the rules in accordance with Section 14 of the City Charter in order to bid and award the project by ODOT's schedule date of April 20, 2023; and

**WHEREAS**, in that it is deemed necessary in order to provide for the immediate preservation of the public peace, property, health, and safety of the City of Sandusky, Ohio, and its citizens, and to provide for the efficient daily operation of the Municipal Departments, including the Department of Public Works, of the City of Sandusky, Ohio, the City Commission of the City of Sandusky, Ohio, finds that an emergency exists regarding the aforesaid, and that it is advisable that this **Resolution** be declared an emergency measure which will take immediate effect in accordance with Section 14 of the City Charter upon its adoption; and NOW, THEREFORE

BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF SANDUSKY, OHIO, THAT:

Section 1. The specifications and estimates of cost as prepared by the

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Director of Public Works and submitted to this City Commission, and which are now on file in the offices of the Director of Public Works and the Clerk of the City Commission, for the proposed East Water Street Resurfacing Project (ERI-CR503-00.81, PID No. 113958) be and the same hereby are approved by this City Commission.

Section 2. This City Commission hereby declares it necessary to proceed with the proposed East Water Street Resurfacing Project, at the earliest possible time.

Section 3. The City Manager is authorized and directed to advertise for and to receive bids in relation to the proposed East Water Street Resurfacing Project, as required by law.

Section 4. If any section, phrase, sentence, or portion of this Resolution is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

Section 5. This City Commission finds and determines that all formal actions of this City Commission concerning and relating to the passage of this Resolution were taken in an open meeting of this City Commission and that all deliberations of this City Commission and of any of its committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 6. That for the reasons set forth in the preamble hereto, this Resolution is hereby declared to be an emergency measure which shall take immediate effect in accordance with Section 14 of the City Charter after its adoption and due authentication by the President and the Clerk of the City Commission of the City of Sandusky, Ohio.



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RICHARD R. BRADY  
PRESIDENT OF THE CITY COMMISSION



ATTEST: 

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CATHLEEN A. MYERS  
CLERK OF THE CITY COMMISSION

Passed: March 13, 2023