

RESOLUTION NO. R-29-23

A RESOLUTION SUPPORTING THE SUBMISSION OF AN OHIO PUBLIC WORKS COMMISSION (OPWC) STATE ISSUE ONE FUNDING APPLICATION FOR THE CHESTER ROAD HEIDER DITCH CULVERT REPLACEMENT PROJECT AND DECLARING AN EMERGENCY

WHEREAS, the State Capital Improvement Program and the Local Transportation Improvement Program both provide financial assistance to political subdivisions for capital improvements to public infrastructure; and

WHEREAS, due primarily to continuous maintenance requirements, flooding issues, increased traffic, and safety concerns, it is necessary for the City of Avon to remove and replace the existing twin 48" culverts crossing Chester Road at Heider Ditch with an upgraded 12' x 5' single barrel concrete box culvert during the upcoming construction season to maintain safe travel conditions for its businesses, residents, and the traveling public; and

WHEREAS, the Avon Service Department and the City Engineer have identified the need to remove and replace the existing twin culvert crossing under Chester Road at Heider Ditch to address persistent debris removal/maintenance issues, to increase the capacity of the culvert up to modern design standards, and to facilitate the future widening of Chester Road pavement section as has been done at other locations up and down the corridor, see [Exhibit A](#) attached hereto; and

WHEREAS, the City Council finds that the Chester Road Heider Ditch Culvert Replacement Project may also be eligible for partial funding with Issue One (1) Funds from the State of Ohio, Ohio Public Works Commission (OPWC) to partially offset any local funding obligations to the City of Avon; and

WHEREAS, Council finds that these proposed improvements will significantly further the health, safety and welfare of the citizens of Avon and the community by providing improved storm water flow conditions, reduced risk of harm to the staff during debris cleaning operations, decreased flooding impacts, and a more reliable public roadway system.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF AVON, COUNTY OF LORAIN AND STATE OF OHIO:

Section 1 - That the Mayor is hereby authorized to submit an application from and execute contracts associated therewith from the State Issue One (1) infrastructure funding program for the year 2024, Round 38, to obtain much needed financial assistance for public improvements within the City of Avon, to wit: improvements to be known as the Chester Road Heider Ditch Culvert Replacement Project with all appurtenances thereto.

Section 2 - That it is found and determined that all formal actions of the Council of the City of Avon concerning and relating to the adoption of this Resolution were taken in an open meeting of the Council of the City of Avon and that all deliberations of this City's Council and any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Resolution R-29-23 (Con't)

Section 3 - That this Resolution is hereby declared to be an emergency measure immediately necessary for the preservation of the public health, safety and welfare of the citizens of the City of Avon, the immediate emergency being the necessity to support an application for State Issue One (1) funds for the year 2024, Round 38 prior to its predetermined deadlines; therefore, this Resolution shall be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED: _____ DATE SIGNED: _____

By: _____
Brian Fischer, Council President

DATE APPROVED BY THE MAYOR: _____

Bryan K. Jensen, Mayor

APPROVED AS TO FORM:

John A. Gasior, Law Director

ATTEST:

Barbara Brooks, Clerk of Council

Posted: _____
Electronically and at City Hall as
Provided by Council

Prepared By:
John A. Gasior, Esq.
Law Director