

EMERGENCY RESOLUTION NO. 28-2019

A RESOLUTION AUTHORIZING THE SUBMISSION OF A MULTI JURISDICTIONAL PRE-APPLICATION AND PARTICIPATION THEREOF BY THE CITY OF MONROE, OHIO IN THE OHIO PUBLIC WORKS PROGRAM FOR PY35/2021 FOR THE SOUTH UNION ROAD RECONSTRUCTION PROJECT, AND DECLARING AN EMERGENCY.

WHEREAS, the City of Monroe, Ohio has identified a need for certain public improvements;
and

WHEREAS, the Warren County Water & Sewer Department on behalf of the Warren County Commissioners have also identified a need for certain public improvements within the same project area; and

WHEREAS, the City of Monroe, Ohio wishes to undertake such improvements by means of the Ohio Public Works Commission's (OPWC) Program; and

WHEREAS, the City of Monroe has identified as their project as the South Union Road Reconstruction project; and

WHEREAS, this project is situated within the service area of the City of Monroe and the Warren County Water and Sewer Department,

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MONROE, STATE OF OHIO, THAT:

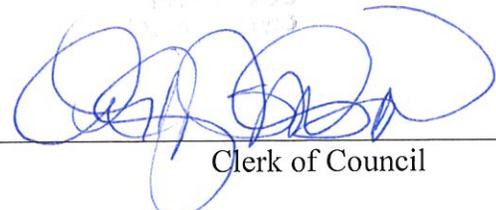
SECTION 1: Jones Warner Consultants, Inc., the Project Engineer/Manager is hereby authorized to act on behalf of the City by submitting an application to the Warren County Subcommittee and OPWC.

SECTION 2: Upon grant award; formal acceptance and execution of any grant agreement will be made by only by formal action of the City of Monroe Council and the City Manager.

SECTION 3: The City Manager is hereby authorized to execute a Cooperation Agreement substantially similar to Exhibit "A" attached hereto and made a part hereof.

SECTION 4: This measure is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare and further for the reason that Council desires to meet the timeline set forth by the OPWC for this project. Therefore, this measure shall take effect and be in full force from and after its passage.

PASSED: June 25, 2019

ATTEST: 
Clerk of Council

APPROVED: 
Mayor

Exhibit "A" Res No. 28-2019

OPWC COOPERATION AGREEMENT
South Union Road Reconstruction Project

THIS is an AGREEMENT effective as of date the last Party has affixed their signature hereto, between the City of Monroe, Ohio, an Ohio municipal corporation ("City"), and the Warren County Board of County Commissioners, an Ohio county ("County").

The County hereby agrees to collaborate with the City to apply to the Ohio Public Works Commission (OPWC) PY35 for the South Union Road reconstruction project. The estimated total cost of the project is \$x, xxx, xxx.00 including engineering and construction costs. The OPWC application will request an 49% grant being an estimated \$xxx, xxx.00 with the remaining 51% being the Parties estimated share totaling \$xxx, xxx.00.

The Parties total estimated share of the engineering and construction cost is \$xxx, xxx.00 of which the City would pay for their respective improvements and the County would pay for their respective improvements.

All roadway and drainage improvements are to be paid for by the City and shall include roadway, drainage, culverts, retaining walls, storm sewers, catch basins, and asphalt resurfacing. The water main improvements to be paid for by the County shall include approximately 8,000 lf of 16" DIP water main, associated valves, hydrants and appurtenances and restoration.

The City shall be the designated contracting entity and shall execute agreements with OPWC and the and the construction contractor. Each respective entity is responsible for their own engineering costs and the City shall be responsible for assembling and bidding. The City shall invoice the County Water and Sewer Department for their share of the project costs with payments to be made to the City.

The City and County shall jointly review all necessary OPWC funding application documents. Upon approval from each participating member the application documents shall be signed and submitted to the OPWC by the City.

All design drawings and specifications produced for the improvements shall be reviewed and approved by the City and County prior to advertisement for bidding and final payment of the Engineer(s). The bidding documents shall meet the design standards and specifications for each of the participating members.

The City and County shall jointly review all submitted construction bids and shall reach consensus of the award of the construction contract. The City shall be the contracting entity for the construction of said project. Representatives from the City and County shall be invited to all construction progress meetings and shall be provided the opportunity to inspect their respective construction of their improvements. All change orders shall be reviewed and approved by either the City or County depending upon who's improvements they are related to. The City and County shall perform final inspection of their respective improvements, provide the Construction Contractor with punch list items, and verify that all improvements are completed in accordance with the Contract Documents prior to final payment.

IN EXECUTION WHEREOF, pursuant to Ordinance/Resolution No. _____ of
the City of Monroe, Ohio, dated _____, 2019, William C. Brock, City Manager has hereunto set his
hand to this Agreement on the _____ day of _____, 2019

CITY OF MONROE, OHIO

By:
William J. Brock, City Manager

Attest: _____
Angela S. Wasson, Clerk of Council

Approved as to form:

By:
K. Philip Callahan, Law Director

IN EXECUTION WHEREOF, the WARREN COUNTY BOARD OF COUNTY
COMMISSIONERS has caused this agreement to be executed by Tom Grossman, its President,
on the date stated below, pursuant to Resolution No. _____, dated _____.

WARREN COUNTY BOARD OF COUNTY
COMMISSIONERS

SIGNATURE:
PRINTED NAME: Shannon Jones
TITLE: President
DATE:

Approved as to form:

DAVID FORNSHELL
PROSECUTING ATTORNEY
WARREN COUNTY, OHIO

By: Asst. Prosecutor