



**CITY COUNCIL MEETING**  
**AGENDA**

**7:00PM**

**MONDAY, DECEMBER 5, 2022**

**LOCATION:**

**City Meeting Room**  
**(former Wiley Middle School Media Room**  
**next door to Board of Education)**  
**2181 Miramar Blvd.**  
**University Heights, Ohio**

**Per current CDC guidelines, the City no longer requires participants and Attendees to wear masks or face coverings.**

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NOTE: Executive Session may follow meeting to discuss legal, personnel and real estate matters.  
(Motion Required)

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1. Roll Call
2. Pledge of Allegiance;
3. Reading and Disposal of the Journal;
4. Additions and Removals from the Agenda; Referrals to Committee;
5. Comments from the Audience;
6. Reports and Communications from the Mayor, and the taking of action thereon;
7. Reports and Communications from the City Council, and the taking of action thereon;
8. Reading and Disposition of Ordinances, Resolutions, Motions, and Consideration of agenda items:
  - A. Presentation by Kimberly LoVano, Director of Advocacy & Public Education Greater Cleveland Foodbank
  - B. Ordinance 2022-70 Authorizing the Mayor to Appoint and Enter into an Agreement with GPD Group as City Engineer, and Declaring an Emergency (on emergency)
  - C. Ordinance 2022-72 Authorizing the Transfer of Funds from the General Fund (100) to the CIC Fund (800) and Declaring an Emergency (on second reading and emergency)
  - D. Ordinance 2022-74 Authorizing Temporary Appropriations for Current and Other Expenditures of The City of University Heights, Ohio for the Period Commencing January 1, 2023 and Ending December 31, 2023 and Declaring an Emergency (on first reading)

- E. Ordinance 2022-75 Authorizing the Appropriation of The Fee Simple Interest in Certain Real Property Titled to Yeshivath Adath B'nai Israel, known as 2308 Warrensville Center Road, Bearing Permanent Parcel No. 722-17-050, City of University Heights, County of Cuyahoga, State of Ohio, as more Fully Described Herein, for the Purpose of Expansion of Municipal Facilities, and Declaring an Emergency (on emergency)
  - F. Motion to Recommend that Council Accepts Award of ARPA First Responders Grant based on the Recommendation of the Council Safety Committee
  - G. Motion to Approve the \$38,550 Expenditure for Firefighter Turnout Gear based on the Recommendation of the Council Safety Committee
  - H. Motion to Approve the \$18,388 Expenditure for Firefighter CPR Machine based on the Recommendation of the Council Safety Committee
  - I. Motion to Approve the \$18,645 Expenditure for Police CAD and RMS System for 2023
  - J. Ordinance 2022-76 Authorizing the Mayor to Enter into an Amendment to The Community Cost Share Agreement with The Northeast Ohio Regional Sewer District Relating to the Washington-Silsby Intersection and Improvements Project and Awarding the Construction Bid for said Improvements to C.A. Agresta Construction in the amount of \$297,774.00, and Declaring an Emergency (on emergency)
  - K. Motion to Enter Executive Session for the purpose of Discussing Legal Proceedings, Personnel and Real Estate Matters
9. Reports and communications from the Directors of the Department of Finance, the Department of Law, the Department of Public Safety, the Department of Public Service, and other department heads as applicable, and the taking of action thereon;
- a) Finance
  - b) Law
  - c) Public Safety (Police/Fire)
  - d) Service
  - e) Building
  - f) Housing and Community Development
  - g) City Engineer
  - h) Communications / Civic Engagement
  - i) Economic Development

## AGENDA

MONDAY, NOVEMBER 7, 2022

Reports of standing committees and the taking of action thereon;

### **BUILDING/HOUSING**

Chairperson Barbara Blankfeld

Committee: Chris Cooney, John Rach, Brian King (alt.)

### **COMMUNITY OUTREACH**

Chairperson Brian King

Committee: Michele Weiss, Barbara Blankfeld, Sheri Sax (alt.)

### **ECONOMIC DEVELOPMENT**

Chairperson John Rach

Committee: Michele Weiss, Barbara Blankfeld, Justin Gould (alt.)

### **FINANCE**

Chairperson Michele Weiss

Committee: John Rach, Justin Gould, Barbara Blankfeld (alt.)

### **RECREATION**

Chairperson Chris Cooney

Committee: Brian King, Sheri Sax, Michele Weiss (alt.)

### **SAFETY**

Chairperson Justin Gould

Committee: Brian King, Sheri Sax, Chris Cooney (alt.)

### **SERVICE AND UTILITIES**

Chairperson Sheri Sax

Committee: Chris Cooney, Justin Gould, John Rach (alt.)

### **COMMITTEE OF THE WHOLE**

Vice Mayor Michele Weiss

10. Reports of Special Committees, and the taking of action thereon;
11. Unfinished and Miscellaneous Business;
12. Adjournment

**ORDINANCE 2022-70**

**INTRODUCED BY: MAYOR BRENNAN**

**AN ORDINANCE AUTHORIZING THE MAYOR TO APPOINT  
AND ENTER INTO AN AGREEMENT GPD GROUP AS CITY  
ENGINEER, AND DECLARING AN EMERGENCY**

**WHEREAS**, the City wishes to enter into an agreement with GPD Group for Professional Services as the City Engineer;

**NOW, THEREFORE, BE IT ORDAINED** by the Council of the City of University Heights, State of Ohio:

Section 1. This Council hereby authorizes the Mayor to enter into a Professional Services Agreement with GPD Group for the provision of services as City Engineer, in the form attached hereto as Exhibit A and which is incorporated herein by reference as if fully rewritten.

Section 2. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements.

Section 3. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the City, the emergency being the need to enter into the Professional Services Agreement promptly so that the City will have continuity of engineering services in the new; wherefore, this ordinance shall be in full force and effect from and immediately after its adoption and approval by the Mayor. This ordinance shall take effect from and after the earliest time allowed by law.

**CITY OF UNIVERSITY HEIGHTS, OHIO**

**\_\_\_\_\_  
MICHAEL DYLAN BRENNAN, MAYOR**

**PASSED:** \_\_\_\_\_

**ATTEST:**

**\_\_\_\_\_  
KELLY M. THOMAS, CLERK OF COUNCIL**

**APPROVED AS TO FORM:**

**\_\_\_\_\_  
LUKE F. MCCONVILLE, LAW DIRECTOR**

**ORDINANCE NO. 2022-72**

Introduced By: Vice Mayor Michele Weiss

**AN ORDINANCE AUTHORIZING THE TRANSFER OF FUNDS FROM THE  
GENERAL FUND (100) TO THE CIC FUND (800) AND DECLARING AN EMERGENCY.**

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF  
UNIVERSITY HEIGHTS, OHIO, THAT:**

**Section 1.** The Director of Finance be, and is hereby authorized and directed to make the necessary transfer of funds as herein set forth and that such transfers be and the same are hereby ratified and confirmed, to wit:

<b><u>FROM FUND</u></b>	<b><u>TO FUND</u></b>	<b><u>AMOUNT</u></b>
General Fund (100)	CIC Fund (800)	\$16,039.59

**Section 2.** The Director of Finance is hereby directed to submit a certified copy of this Ordinance to the Budget Commission of Cuyahoga County, Ohio.

**Section 3.** It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements.

**Section 4.** This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the health, safety and welfare and shall therefore be in full force and effect immediately upon passage by the affirmative vote of not less than five (5) members elected to Council and approval by the Mayor or otherwise at the earliest time allowed by law.

**CITY OF UNIVERSITY HEIGHTS, OHIO**

**\_\_\_\_\_  
MICHAEL DYLAN BRENNAN, MAYOR**

**PASSED:**

**ATTEST:**

**\_\_\_\_\_  
KELLY M. THOMAS, CLERK OF COUNCIL**

**APPROVED AS TO FORM:**

**\_\_\_\_\_  
LUKE F. MCCONVILLE, LAW DIRECTOR**

**ORDINANCE NO. 2022-74**

Introduced By: Mayor Michael Dylan Brennan

**AN ORDINANCE AUTHORIZING TEMPORARY APPROPRIATIONS FOR CURRENT AND OTHER EXPENDITURES OF THE CITY OF UNIVERSITY HEIGHTS, OHIO FOR THE PERIOD COMMENCING JANUARY 1, 2023 AND ENDING DECEMBER 31, 2023 AND DECLARING AN EMERGENCY**

**NOW, THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE CITY OF UNIVERSITY HEIGHTS, OHIO THAT:**

**Section 1.** To provide for the current expenses and other expenditures for the City of University Heights, Ohio for the period commencing January 1, 2023 and ending December 31, 2023, City Council authorizes the Temporary Appropriations as herein set forth as Attachment A.

**Section 2.** The Council finds and determined that all formal actions of this Council relating to the adoption of this Ordinance have been taken at open meetings of this Council, and that deliberations of this Council and of its committees, resulting in such formal action, took place in meetings open to the public, in compliance with all statutory requirements including the requirements of Section 121.22 of the Ohio Revised Code.

**Section 3.** This Ordinance is declared to be an emergency measure necessary for the preservation of the public peace, safety, health and welfare of the citizens of the City of University Heights. It shall therefore become effective upon its passage by the affirmative vote of not less than five (5) members of Council and approval of the Mayor; otherwise, it shall become effective at the earliest time allowed by law.

**City of University Heights**

\_\_\_\_\_  
**Michael Dylan Brennan, Mayor**

**First Reading:** \_\_\_\_\_

**Passed:** \_\_\_\_\_

**Attest:** \_\_\_\_\_  
**Kelly M. Thomas, Clerk of Council**

**Approved  
as to form:** \_\_\_\_\_  
**Luke F. McConville, Law Director**

# CITY OF UNIVERSITY HEIGHTS

## Proposed Temporary Budget

For the year ending December 31, 2023

Ordinance No. 2022-74

2023  
Temporary  
Budget

[\\* Report Contains Filters](#)

### 100 General Fund

#### 1100 Public Safety

Other 525.00

**Sub Total 1100 Public Safety** 525.00

#### 1110 Police Department

Personnel 1,045,562.50

Other 102,987.50

**Sub Total 1110 Police** 1,148,550.00

#### 1120 Fire Department

Personnel 1,101,092.50

Other 72,256.25

**Sub Total 1120 Fire** 1,173,348.75

#### 1121 Fire Prevention Bureau

Personnel 87,037.50

Other 10,687.50

**Sub Total 1121 Fire** 97,725.00

#### 1130 Dispatch

Other 112,837.50

**Sub Total 1130 Dispatch** 112,837.50

#### 1140 Traffic Control

Personnel 14,745.00

# CITY OF UNIVERSITY HEIGHTS

## Proposed Temporary Budget

For the year ending December 31, 2023

Ordinance No. 2022-74

		<b>2023 Temporary Budget</b>
<a href="#">* Report Contains Filters</a>		
Other		46,775.00
<b>Sub Total 1140 Traffic Control</b>		<u>61,520.00</u>
<b>1150 Animal Control</b>		
Other		2,375.00
<b>Sub Total 1150 Animal Control</b>		<u>2,375.00</u>
<b>1160 Prisoner Housing</b>		
Other		27,125.00
<b>Sub Total 1160 Prisoner</b>		<u>27,125.00</u>
<b>1170 Prosecutor</b>		
Personnel		17,906.25
Other		775.00
<b>Sub Total 1170 Prosecutor</b>		<u>18,681.25</u>
<b>1180 Courts</b>		
Other		16,250.00
<b>Sub Total 1180 Courts</b>		<u>16,250.00</u>
<b>1190 County Health Department</b>		
Other		20,875.00
<b>Sub Total 1190 County Health</b>		<u>20,875.00</u>
<b>1210 Building Department</b>		
Other		109,650.00
<b>Sub Total 1210 Building</b>		<u>109,650.00</u>



# CITY OF UNIVERSITY HEIGHTS

## Proposed Temporary Budget

For the year ending December 31, 2023

Ordinance No. 2022-74

**2023  
Temporary  
Budget**

\* [Report Contains Filters](#)

### 1220 Housing Department

Personnel	80,747.50
Other	8,312.50
<b>Sub Total 1220 Housing</b>	<u>89,060.00</u>

### 1230 Community Development

Personnel	14,737.50
Other	575.00
<b>Sub Total 1230 Community</b>	<u>15,312.50</u>

### 1240 Economic Development

Personnel	26,637.50
Other	7,675.00
<b>Sub Total 1240 Economic</b>	<u>34,312.50</u>

### 1310 Pool Activity

Personnel	56,826.25
Other	23,287.50
<b>Sub Total 1310 Pool Activity</b>	<u>80,113.75</u>

### 1320 Summer Recreation Activities

Personnel	8,353.75
Other	592.50
<b>Sub Total 1320 Summer</b>	<u>8,946.25</u>

### 1330 Recreation - Entertainment

Other	<u>20,546.25</u>
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# CITY OF UNIVERSITY HEIGHTS

## Proposed Temporary Budget

For the year ending December 31, 2023

Ordinance No. 2022-74

	2023 Temporary Budget
<a href="#">* Report Contains Filters</a>	
<b>Sub Total 1330 Recreation -</b>	20,546.25
<b>1400 Public Service Department</b>	
Personnel	142,426.25
Other	8,812.50
<b>Sub Total 1400 Public Service</b>	<u>151,238.75</u>
<b>1410 Lands and Buildings</b>	
Personnel	32,596.25
Other	107,850.00
<b>Sub Total 1410 Lands and</b>	<u>140,446.25</u>
<b>1420 Refuse Collection</b>	
Personnel	239,371.25
Other	88,775.00
<b>Sub Total 1420 Refuse</b>	<u>328,146.25</u>
<b>1470 City Engineer</b>	
Personnel	3,488.75
Other	8,750.00
<b>Sub Total 1470 City Engineer</b>	<u>12,238.75</u>
<b>1510 Civil Service Commission</b>	
Personnel	750.00
Other	5,725.00
<b>Sub Total 1510 Civil Service</b>	<u>6,475.00</u>
<b>1520 City Planning Commission</b>	

# CITY OF UNIVERSITY HEIGHTS

## Proposed Temporary Budget For the year ending December 31, 2023 Ordinance No. 2022-74

	2023 Temporary Budget
<a href="#">* Report Contains Filters</a>	
Personnel	625.00
Other	625.00
<b>Sub Total 1520 City Planning</b>	<u>1,250.00</u>
<b>1530 Board of Zoning Appeals</b>	
Personnel	750.00
Other	537.50
<b>Sub Total 1530 Board of</b>	<u>1,287.50</u>
<b>1540 Architectural Review Board</b>	
Personnel	750.00
Other	350.00
<b>Sub Total 1540 Architectural</b>	<u>1,100.00</u>
<b>1600 General City Administration</b>	
Personnel	18,068.75
Other	104,400.00
<b>Sub Total 1600 General City</b>	<u>122,468.75</u>
<b>1610 Mayor's Office</b>	
Personnel	54,165.25
Other	5,456.25
<b>Sub Total 1610 Mayor's Office</b>	<u>59,621.50</u>
<b>1620 City Council</b>	
Personnel	37,763.75
Other	7,050.00

# CITY OF UNIVERSITY HEIGHTS

## Proposed Temporary Budget

For the year ending December 31, 2023

Ordinance No. 2022-74

	2023 Temporary Budget
<a href="#">* Report Contains Filters</a>	
<b>Sub Total 1620 City Council</b>	44,813.75
<b>1630 Finance Department</b>	
Personnel	63,381.25
Other	104,862.50
<b>Sub Total 1630 Finance</b>	<u>168,243.75</u>
<b>1640 Law Department</b>	
Personnel	23,340.00
Other	55,125.00
<b>Sub Total 1640 Law</b>	<u>78,465.00</u>
<b>1650 Civic Engagement</b>	
Personnel	23,956.25
Other	10,075.00
<b>Sub Total 1650 Civic</b>	<u>34,031.25</u>
<b>1660 Community Relations</b>	
Other	14,225.00
<b>Sub Total 1660 Community</b>	<u>14,225.00</u>
<b>1999 Not Defined</b>	
Other	95,500.00
<b>Sub Total 1999 Not Defined</b>	<u>95,500.00</u>
<b>Sub Total 100 General Fund</b>	<u>4,297,305.25</u>
<b>200 Street Maintenance Fund</b>	

# CITY OF UNIVERSITY HEIGHTS

## Proposed Temporary Budget

For the year ending December 31, 2023

Ordinance No. 2022-74

2023  
Temporary  
Budget

[\\* Report Contains Filters](#)

### 1430 Street Maintenance and Repair

Personnel	55,556.25
Other	342,251.25
<b>Sub Total 1430 Street</b>	<u>397,807.50</u>

### 1470 City Engineer

Other	19,750.00
<b>Sub Total 1470 City Engineer</b>	<u>19,750.00</u>

### Sub Total 200 Street

417,557.50

## 201 Sewer & Water Maintenance Fund

### 1440 Sewer and Water Maintenance

Personnel	42,008.75
Other	156,412.50
<b>Sub Total 1440 Sewer and</b>	<u>198,421.25</u>

### 1470 City Engineer

Other	6,250.00
<b>Sub Total 1470 City Engineer</b>	<u>6,250.00</u>

### Sub Total 201 Sewer &

204,671.25

## 202 Shade Tree Maintenance Fund

### 1450 Shade Tree Maintenance

Personnel	10,606.25
Other	53,125.00
	<u>63,731.25</u>

# CITY OF UNIVERSITY HEIGHTS

## Proposed Temporary Budget

For the year ending December 31, 2023

Ordinance No. 2022-74

	<b>2023 Temporary Budget</b>
<b>202 Temporary Budget</b>	
<a href="#">* Report Contains Filters</a>	
<b>Sub Total 1450 Shade Tree</b>	63,731.25
<b>Sub Total 202 Shade Tree</b>	<u>63,731.25</u>
<b>203 Street Lighting Fund</b>	
<b>1460 Street Lighting</b>	
Other	57,000.00
<b>Sub Total 1460 Street Lighting</b>	<u>57,000.00</u>
<b>Sub Total 203 Street</b>	<u>57,000.00</u>
<b>210 Police Pension Fund</b>	
<b>1110 Police Department</b>	
Personnel	37,500.00
<b>Sub Total 1110 Police</b>	<u>37,500.00</u>
<b>Sub Total 210 Police</b>	<u>37,500.00</u>
<b>211 State &amp; Local Law Enforcement Fund</b>	
<b>1110 Police Department</b>	
Other	2,550.00
<b>Sub Total 1110 Police</b>	<u>2,550.00</u>
<b>Sub Total 211 State &amp; Local</b>	<u>2,550.00</u>
<b>212 Federal Law Enforcement Fund</b>	
<b>1110 Police Department</b>	

# CITY OF UNIVERSITY HEIGHTS

## Proposed Temporary Budget

For the year ending December 31, 2023

Ordinance No. 2022-74

		2023 Temporary Budget
<a href="#">* Report Contains Filters</a>		
Other		2,000.00
<b>Sub Total 1110 Police</b>		<u>2,000.00</u>
<b>Sub Total 212 Federal Law</b>		<u>2,000.00</u>
<b>213 Community Diversion Grant Fund</b>		
<b>1110 Police Department</b>		
Other		2,500.00
<b>Sub Total 1110 Police</b>		<u>2,500.00</u>
<b>Sub Total 213 Community</b>		2,500.00
<b>214 BCI &amp; FBI Fee Fund</b>		
<b>1110 Police Department</b>		
Other		250.00
<b>Sub Total 1110 Police</b>		<u>250.00</u>
<b>Sub Total 214 BCI &amp; FBI Fee</b>		250.00
<b>220 Fire Pension Fund</b>		
<b>1120 Fire Department</b>		
Personnel		36,250.00
<b>Sub Total 1120 Fire</b>		<u>36,250.00</u>
<b>Sub Total 220 Fire Pension</b>		<u>36,250.00</u>
<b>221 Ohio Department of Public Safety (ODPS) Grant Fund</b>		
<b>1120 Fire Department</b>		

# CITY OF UNIVERSITY HEIGHTS

## Proposed Temporary Budget

For the year ending December 31, 2023

Ordinance No. 2022-74

	2023 Temporary Budget
<a href="#">* Report Contains Filters</a>	
Other	6,000.00
<b>Sub Total 1120 Fire</b>	<u>6,000.00</u>
<b>Sub Total 221 Ohio</b>	<u>6,000.00</u>
<b>222 Federal Emergency Management Agency (FEMA) Grant Fund</b>	
<b>1120 Fire Department</b>	
Other	4,500.00
<b>Sub Total 1120 Fire</b>	<u>4,500.00</u>
<b>Sub Total 222 Federal</b>	<u>4,500.00</u>
<b>230 Ohio Board of Building Standards Fee Fund</b>	
<b>1210 Building Department</b>	
Other	1,000.00
<b>Sub Total 1210 Building</b>	<u>1,000.00</u>
<b>Sub Total 230 Ohio Board</b>	<u>1,000.00</u>
<b>231 Construction Deposits Fund</b>	
<b>1210 Building Department</b>	
Other	1,500.00
<b>Sub Total 1210 Building</b>	<u>1,500.00</u>
<b>1470 City Engineer</b>	
Other	250.00
<b>Sub Total 1470 City Engineer</b>	<u>250.00</u>



# CITY OF UNIVERSITY HEIGHTS

Proposed Temporary Budget  
For the year ending December 31, 2023  
Ordinance No. 2022-74

2023  
Temporary  
Budget

\* Report Contains Filters

<b>Sub Total 231 Construction</b>	<u>1,750.00</u>
<b>232 Street Opening Deposit Fund</b>	
<b>1210 Building Department</b>	
Other	125.00
<b>Sub Total 1210 Building</b>	<u>125.00</u>
<b>Sub Total 232 Street</b>	<u>125.00</u>
<b>240 University Square TIF Fund</b>	
<b>1250 TIF Accounting</b>	
Other	105,000.00
<b>Sub Total 1250 TIF</b>	<u>105,000.00</u>
<b>Sub Total 240 University</b>	<u>105,000.00</u>
<b>250 Performance Bond Fund</b>	
<b>1210 Building Department</b>	
Other	250.00
<b>Sub Total 1210 Building</b>	<u>250.00</u>
<b>1600 General City Administration</b>	
Other	1,000.00
<b>Sub Total 1600 General City</b>	<u>1,000.00</u>
<b>Sub Total 250 Performance</b>	<u>1,250.00</u>

# CITY OF UNIVERSITY HEIGHTS

## Proposed Temporary Budget

For the year ending December 31, 2023

Ordinance No. 2022-74

2023  
Temporary  
Budget

[\\* Report Contains Filters](#)

### 300 General Obligation Debt Fund

#### 1600 General City Administration

Other 34,000.00

**Sub Total 1600 General City** 34,000.00

**Sub Total 300 General** 34,000.00

### 400 General Capital Improvements Fund

#### 1100 Public Safety

Other 8,000.00

**Sub Total 1100 Public Safety** 8,000.00

#### 1110 Police Department

Other 43,000.00

**Sub Total 1110 Police** 43,000.00

#### 1120 Fire Department

Other 142,190.00

**Sub Total 1120 Fire** 142,190.00

#### 1400 Public Service Department

Other 35,425.00

**Sub Total 1400 Public Service** 35,425.00

#### 1600 General City Administration

Other 32,000.00

# CITY OF UNIVERSITY HEIGHTS

## Proposed Temporary Budget

For the year ending December 31, 2023

Ordinance No. 2022-74

	<b>2023 Temporary Budget</b>
<b>Sub Total 1600 General City</b>	
	<u>32,000.00</u>
<b>Sub Total 400 General</b>	
	<u>260,615.00</u>
<b>401 Sewer &amp; Water Capital Improvements Fund</b>	
<b>1440 Sewer and Water Maintenance</b>	
Other	22,908.75
<b>Sub Total 1440 Sewer and</b>	<u>22,908.75</u>
<b>Sub Total 401 Sewer &amp;</b>	<u>22,908.75</u>
<b>800 University Heights City Beautiful Corporation</b>	
<b>2200 Community Improvement Corporation</b>	
Other	1,856.25
<b>Sub Total 2200 Community</b>	<u>1,856.25</u>
<b>Sub Total 800 University</b>	<u>1,856.25</u>
 <b>Report Total :</b>	 <u><u>5,560,320.25</u></u>

**ORDINANCE NO. 2022-75**

**INTRODUCED BY: MAYOR MICHAEL DYLAN BRENNAN**

**AN ORDINANCE AUTHORIZING THE APPROPRIATION OF THE FEE SIMPLE INTEREST IN CERTAIN REAL PROPERTY TITLED TO YESHIVATH ADATH B'NAI ISRAEL, KNOWN AS 2308 WARRENSVILLE CENTER ROAD, BEARING PERMANENT PARCEL NO. 722-17-050, CITY OF UNIVERSITY HEIGHTS, COUNTY OF CUYAHOGA, STATE OF OHIO, AS MORE FULLY DESCRIBED HEREIN, FOR THE PURPOSE OF EXPANSION OF MUNICIPAL FACILITIES, AND DECLARING AN EMERGENCY.**

**WHEREAS**, Council deems it necessary to appropriate certain property known as 2308 Warrensville Center Road, University Heights, Ohio, Permanent Parcel No. 722-17-050 (the "Property") for the purpose of allowing the City to expand its municipal campus and add municipal facilities;

**WHEREAS**, the Property is immediately adjacent and contiguous to the existing municipal facilities of the City;

**WHEREAS**, the City's existing municipal facilities are out-of-date and do not meet the needs of the City's administration, the City Council or the residents of the City of University Heights;

**WHEREAS**, the City commissioned a municipal facilities study performed by the GPD Group, which recommended the construction of new municipal facilities, the expansion of the municipal campus site, and the acquisition of the Property;

**WHEREAS**, the City obtained an appraisal of the Property, provided a Notice of Intent to Acquire to the owner in compliance with Ohio Revised Code Sections 163.04 and 163.041, provided a copy of the appraisal to the owner, and received notice in writing from the owner of rejection of the City's offer;

**WHEREAS**, on October 19, 2022, the City passed Resolution 2022-67, a Resolution of Necessity to Acquire the Property;

**NOW THEREFORE BE IT RESOLVED** by the Council of the City of University Heights, County of Cuyahoga, State of Ohio, that:

**SECTION 1.** Council hereby authorizes the appropriation of the fee simple interest in the Property for purposes of the expansion of the City's municipal campus for the purpose of locating additional or new municipal facilities. The City's Law Director is authorized and directed to commence and prosecute to conclusion an action to accomplish such appropriation. A legal description of the Property is attached hereto as Exhibit A, which is incorporated herein by reference as if fully re-written.

**SECTION 2.** The appropriation is made in accordance with Resolution 2022-67, adopted by Council on October 19, 2022.

**SECTION 3.** Council hereby affixes the value of the fee simple interest in the Property at Three Hundred Fifty Thousand Dollars (\$350,000.00).

**SECTION 4.** This Council finds that the appropriation is necessary for the public purposes stated above, that the City of University Heights has been unable to agree with the owner of the Property, and that the acquisition of the fee simple interest in the Property is necessary to for the expansion of municipal facilities and the City's municipal campus.

**SECTION 5.** Three Hundred Fifty Thousand Dollars (\$350,000.00), or so much thereof as is needed, is appropriated from the City's General Fund.

**SECTION 6.** This Council finds and determines that all formal actions of this Council concerning and relating to the adoption of this Ordinance were taken in an open meeting of this Council and that all deliberations of this Council and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

**SECTION 7.** This ordinance is hereby determined to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the City and its residents, the emergency being the need to acquire the Property as quickly as possible so that the City may plan and budget for the expansion of its municipal facilities and campus and to commence eminent domain proceedings as soon as practicable to that end; wherefore, this ordinance shall take effect and be in full force immediately upon its passage.

**CITY OF UNIVERSITY HEIGHTS, OHIO**

---

**MICHAEL DYLAN BRENNAN, MAYOR**

**PASSED:**

**ATTEST:**

---

**KELLY M. THOMAS, CLERK OF COUNCIL**

**APPROVED AS TO FORM:**

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**LUKE F. MCCONVILLE, LAW DIRECTOR**

PASSED: \_\_\_\_\_, 2022

EXHIBIT A

Property Description: 2308 Warrensville Center Road, University Heights, OH 44118  
Permanent Parcel No. 722-17-050

Parcel No. 1 (PPN: 722-17-050)

Situated in the City of University Heights, County of Cuyahoga and State of Ohio:

And known as being part of Original Warrensville Township Lot No. 5 and bounded and described as follows:

Beginning in the center line of Warrensville Center Road, 60 feet wide at a point which bears South 00° 19' 40" East, 332.17 feet from a stone monument at a point of intersection of said center line with the center line of Silsby Road (formerly Idam Road) 60 feet wide;  
Thence 00° 19' 40" East continuing along said center line of Warrensville Center Road, 170 feet;  
Thence South 89° 47' 00" West, 300 feet;  
Thence North 00° 19' 40" West, 170 feet;  
Thence North 89° 47' 00" East, 300 feet to the place of beginning, be the same mor or less, but subject to all legal highways.

Parcel No. 722-17-050



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## UNIVERSITY HEIGHTS FIRE DEPARTMENT

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Chief Robert D. Perko III  
3980 Silsby Road  
University Heights, OH 44118

Phone: 216.321.1939

Fax: 216.932.8584

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### Memorandum

**TO:** KELLY THOMAS, CLERK OF COUNCIL  
**FROM:** CHIEF PERKO *RDP*  
**SUBJECT:** MOTION TO ACCEPT ARPA 1<sup>ST</sup> RESPONDER GRANT  
**DATE:** NOVEMBER 28, 2022  
**CC:** MICHAEL DYLAN BRENNAN, MAYOR/SAFETY DIRECTOR; CITY COUNCIL MEMBERS; DENNIS KENNEDY, FINANCE DIRECTOR

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On Thursday, May 5, 2022, Governor DeWine announced \$70 million in grant funding for first responder recruitment, retention, and resilience. This money is part of the \$250 million in American Rescue Plan Act (ARPA) funding that Governor DeWine and the Ohio General Assembly has allocated to first responders. This grant money can be used for wellness programs, recruitment and retention, onboarding and training, and community engagement.

The program is funded as part of the \$250 million in ARPA funding that Governor DeWine and the Ohio General Assembly dedicated to first responders last year to help counter various pressing issues exacerbated by the COVID-19 pandemic, including increased stress and decreased staffing levels.

Governor DeWine has also placed enhanced focus on the wellness of first responders through the creation of the Ohio Office of First Responder Wellness within the Ohio Department of Public Safety. The new statewide office focuses exclusively on the well-being of first responders and provides specialized support and training to help emergency-response agencies proactively address post-traumatic stress and other traumas caused by factors that are unique to first-responder careers.

The primary goal of the grant request to further bolster and support our already implemented wellness program. This program was initially established from a federal grant award in 2013. Both the initial grant as well as this current grant award follow the International Association of Fire Fighters (IAFF) and International Association of Fire Chiefs (IAFC) Fire Service Joint Labor Management Wellness-Fitness Initiative (WFI). The WFI has four main components that develop a holistic wellness approach that includes; fitness, medical, rehabilitation and behavior/mental health.

The University Heights Fire Department (UHFD) submitted a grant request for a comprehensive wellness program that follows the WFI components in the amount of \$204,600.00. To date, there have been four rounds of grant awards. During the fourth round, funding was awarded to 62 local first responder agencies totaling \$9.9 million. After careful consideration, the UHFD was awarded the total grant request in the amount of \$204,600.00. This grant opportunity does not have a matching fund obligation.

Therefore, I am respectfully requesting the approval to accept the American Rescue Plan Act (ARPA) funding for the Ohio First Responder Recruitment, Retention, and Resilience Program grant for the enhancement of the UHFD WFI.

Respectfully,



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## UNIVERSITY HEIGHTS FIRE DEPARTMENT

---

Chief Robert D. Perko III  
3980 Silsby Road  
University Heights, OH 44118

Phone: 216.321.1939

Fax: 216.932.8584

---

### Memorandum

**TO:** KELLY THOMAS, CLERK OF COUNCIL  
**FROM:** CHIEF PERKO *rap*  
**SUBJECT:** MOTION FOR APPROVAL OF THE CAPITAL PURCHASE OF STRUCTURAL  
FIREFIGHTING ENSEMBLE AS INDICATED IN THE UHFD CIP  
**DATE:** NOVEMBER 23, 2022  
**CC:** MICHAEL DYLAN BRENNAN, MAYOR/SAFETY DIRECTOR; CITY COUNCIL  
MEMBERS; DENNIS KENNEDY, FINANCE DIRECTOR

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Please find the attached documentation pertaining to the purchase of structural firefighting ensemble or “turnout gear” (TOG) needed for the Fire Department.

The Fire Department Capital Improvement Plan (CIP) was revised to reflect the approved FY2022 budget allocating capital improvement funds to replace additional sets of TOG. As indicated in the CIP, the purchase of this TOG will serve to meet replacement standards and best practices in the industry associated with TOG.

This year the fire department was approved a budgeted amount of \$80,853.50 for capital equipment purchases. At this time there is a remaining balance of \$58,014.15. The TOG proposed for purchase approval in this memo will serve to utilize the approved funds in the capital improvement fund allocated for the fire department.

Attached is a proposal from Municipal Emergency Services (MES). The proposed purchase of the TOG includes 12 complete sets of coats, pants, and hoods. MES has provided pricing through cooperative purchasing with Sourcewell. Cooperative purchasing is “Procurement conducted by, or on behalf of, one or more Public Procurement Units”. MES is an awarded supplier for Public Safety Firefighting PPE to include TOG. The City of University Heights is currently registered with Sourcewell, ID# 955009. MES has been a longstanding vendor of TOG for our Fire Department.

It is important to note that due to extraordinary supply chain and staffing issues, previous orders of TOG through the manufacturer resulted in significant delays and operational challenges. Due to the aforementioned, this one-time pricing is reflective of a significant savings. The quote provided is for a total of \$38,550.00. Normally this quote would be approximately \$50,000.00. In 2023 there is an expected price increase coming that could raise the quote an additional 10% or \$5,000.00.

Attached is a proposal from MES to purchase TOG for the Fire Department. The cost of the TOG from MES located at 6880 Tod Avenue SW, Warren, Ohio 44481 is \$38,550.00.

I respectfully request City Council to authorize the Mayor to approve this capital purchase request not to exceed the total amount of \$38,550.00 allocated for the purchase of TOG from MES, and on emergency.

Respectfully,





**Quoted By:** Fire-Dex  
**Prepared By:** Allen Rom  
**Email:** allen@firedex.com  
**Quote:** University Heights FD. Nov 2. 2022. Closure inner hook & dee.  
**FWID:** 175233  
**Item:** FXR Turnout Gear Coat & Pant  
**Contract:** FireWriter 2022 - August Revision

## PRODUCT PREVIEW

### COAT SPECIFICATIONS

Coat Outer Shell: 30" Coat with DRD, 6.5 oz. TECGEN71, Black  
 Coat Thermal Liner: (R1) 5.6 oz CoreCXP™ 1 - Layer  
 Coat Moisture Barrier: (F) 5.5oz Stedair® 4000  
 Coat Closures: XC06 Hook & D / Hook & Loop  
 Coat Trim Style: 3" NYC 3M™ ScotchLite™ Comfort Trim, Lime/Silver  
 Mismatch DRD Trim Color to Be Red/Silver (if coat is Lime)



### COAT PATTERN, LINER, PATCHES AND LABELS OPTIONS

BEG6 6" Coat Waist Expansion Gusset  
 XMSN 3 Snap Neck Shell/Liner Attachment  
 XMEFL Nomex® American Flag, Left Arm

### LETTERING

Text: UHFD  
 Pos: 2, 3" Scotchlite™ Lime, XL00 - Sewn Direct Lettering  
 Text: FFLASTNAME  
 Pos: 9, 3" Scotchlite™ Lime, XL61 - Hanging Patch, Hook & Loop with snap Attachment

### COAT REINFORCEMENTS

Knit Wrist Reinforcement: XM01 Knit Wrist with Thumb Loop, Nomex® (Black)  
 Cuff Reinforcement: Standard Cuff, Shell Material, Main Shell Color  
 Shoulder Reinforcement: No Reinforcement  
 Elbow Reinforcement: No Reinforcement

### COAT MIC CLIPS AND STRAPS

XMCLP Mic Clip: 1" x 2" Shell Material  
 Custom Qty: 1  
 Custom Placement 1: On left side just below chest trim. Will be used to attach FD issued glove strap.  
 XMCLP3 Mic Clip: 1 x 3 Shell  
 Custom Qty: 3  
 Custom Placement 1: Left chest in line with top of storm flap.



This preview is for illustrative purposes only. Not all options may be shown in the preview. Not all options shown may be to the correct scale of the garment and may not be attached in the exact location shown.

## LETTERING PREVIEW

- 1.
2. UHFD

Custom Placement 2: Right chest in line with top of storm flap.  
Custom Placement 3: Storm flap. Angled. Lower end is toward chest trim. Starts 3 inches above chest trim.  
XM52 Takeup Strap: Nomex® Webbing with Postman Slide  
Left Qty: 1, Right Qty: 1

4.  
5.  
6.  
7.  
8.  
9. FFLASTNAME

## COAT POCKETS

Chest Pocket - Left: (XP7352) Radio Pocket 7 x 3.5 x 2  
Double Notch  
Hand Pocket - Left: (XP692HW) Half High Full Bellow Top Loading  
Handwarmer Pocket w/Fleece 6 x 9 x 2  
Hand Pocket - Right: (XP692HW) Half High Full Bellow Top Loading  
Handwarmer Pocket w/Fleece 6 x 9 x 2

## COAT SPECIAL REQUEST

Any questions see orders #226162. #227423. #231895.

## PANT SPECIFICATIONS

Pant Rise: Mid-Rise  
Pant Rear Panel: No Rear Panel  
Pant Outer Shell: 6.5 oz. TECGEN71 - Black  
Pant Thermal Liner: (R1) 5.6 oz CoreCXP™ 1 - Layer  
Pant Moisture Barrier: (F) 5.5oz Stedair® 4000  
Pant Closures: XC50 Woven Hook and Loop / Hook & D  
Pant Trim Style: 3" around cuffs - 3M™ ScotchLite™ Comfort Trim  
Lime/Silver

## PANT SUSPENDERS

SVXC - Sewn Direct Hook and Loop, X-Back, Black Webbing, Padded with Cam Lock (Max Length: 54")

## PANT HARNESS

Harness Installment: External - XMHSN-7R 7 Harness Straps, right opening with snaps  
Egress Pocket - Left: (XPEG-MULTI) Egress Pocket: 14"-deep Rope Pocket, Universal Hook Pocket, Universal Descender Cradle, 5.5x8.5"  
Bellow Pocket (Use with RIT, Sterling, Petzl or CMC)  
"Rolled" Flap - 1/2" Foam in Cargo Flap

## PANT STRAPS AND OPTIONS

XM58 Takeup Strap: Nomex® Webbing (Select up to 2 on pant free of charge)  
Left Qty: 1, Right Qty: 1  
XM04 D-Ring on Patch  
Custom Placement: Place ON the harness strap located over rear seam.

## PANT POCKETS

Front Pocket - Right: (XP30) Full Bellow 10 x 10 x 2

"Rolled" Flap - 1/2" Foam in Flap (Includes XPLP), Full Kevlar®  
Lining (All 4 Sides)

## PANT REINFORCEMENTS

Knee Reinforcement: STS 1-Layer Knee (Foam Encapsulated in Moisture Barrier), Black, PCA (Polymer Coated Aramid), 11" STS

Cuff Reinforcement: DexCuff - Reverse Tapered Cuff, Black, PCA (Polymer Coated Aramid)

Leg and Crotch Reinforcement: No Reinforcement

## PANT SPECIAL REQUEST

Any questions see orders #226162. #227423. #231895.

<b>TPP (Before Washing, NFPA minimum = 35)</b> 37.50 cal/cm <sup>2</sup>	<b>THL (NFPA Minimum = 205)</b> 347.70 W/m <sup>2</sup>
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## UNIVERSITY HEIGHTS FIRE DEPARTMENT

Chief Robert D. Perko III  
3980 Silsby Road  
University Heights, OH 44118

Phone: 216.321.1939

Fax: 216.932.8584

### Memorandum

**TO:** KELLY THOMAS, CLERK OF COUNCIL  
**FROM:** CHIEF PERKO *RP*  
**SUBJECT:** MOTION FOR APPROVAL OF THE CAPITAL PURCHASE OF EMS EQUIPMENT  
CPR MACHINE AS INDICATED IN THE UHFD CIP  
**DATE:** NOVEMBER 23, 2022  
**CC:** MICHAEL DYLAN BRENNAN, MAYOR/SAFETY DIRECTOR; CITY COUNCIL  
MEMBERS; DENNIS KENNEDY, FINANCE DIRECTOR

Please find the attached documentation pertaining to the purchase of EMS equipment – LUCAS 3.1 Chest Compression System (CPR Machine) needed for the Fire Department.

The Fire Department Capital Improvement Plan (CIP) was revised to include the 2023 CIP Addendum. This addendum including the request of EMS equipment to include a cardiac monitor and CPR machine as spare units. These spare units would serve front line use in the event of repairs or regular maintenance. While functioning in the spare capacity they can also be used on our front-line fire apparatus to assist with its function and an Advanced Cardiac Life Support (ACLS) 1<sup>st</sup> Responder unit.

This year the fire department was approved a budgeted amount of \$80,853.50 for capital equipment purchases. At this time there is a remaining balance of \$58,014.15. The request of the TOG proposed for purchase approval was for the amount of \$38,550.00. The approval of the TOG purchase would leave a balance of \$19,464.15. This memo will serve to utilize the remaining approved funds in the capital improvement fund allocated for the fire department.

Attached is a proposal from Stryker Medical. The proposed purchase of the CPR Machine includes necessary accessories and charging implementations. Stryker Medical has been a longstanding vendor of EMS equipment for our Fire Department as well as the vendor that conducts annual maintenance on our equipment, to include CPR Machines.

Previous requests for this equipment were made by request of utilizing CARES and ARPA funding. The quote provided is for a total of \$18,388.72. In 2023 there is an expected price increase coming that could raise the quote an additional 12% or \$2,200.00, minimally.

Attached is a proposal from Stryker Medical to purchase one LUCAS CPR Machine for the Fire Department. The cost of the LUCAS CPR Machine from Stryker Medical located at P.O. Box 93308 Chicago, IL 60673 is \$18,388.72 leaving a capital equipment fund balance of \$1,075.43.

I respectfully request City Council to authorize the Mayor to approve this capital purchase request not to exceed the total amount of \$18,388.72 allocated for the purchase of one LUCAS CPR Machine from Stryker Medical and on emergency.

Respectfully,

**stryker**

# LUCAS® 3, v3.1

Chest Compression System



**Your partner in life support**

# Consistency. It's a powerful thing.

The LUCAS Chest Compression System helps emergency care teams around the world do what they do best — save lives. With high-quality chest compressions and fewer interruptions than manual CPR, LUCAS is your partner that will administer Guidelines-consistent, high-quality compressions until the job is done.



## CPR quality

- Delivers Guidelines-consistent, high-quality chest compressions at recommended rate and depth while allowing for chest recoil
- Fewer interruptions, compared to manual CPR, leading to higher compression ratios<sup>1,2</sup> and increased blood flow to the brain<sup>3,4</sup>
- Higher EtCO<sub>2</sub> values, compared to manual CPR, indicative of higher chance of ROSC<sup>5</sup>

## Operational efficiencies

- Calms the event and reduces stress by eliminating the need to manage a compression rotation schedule
- Frees up care givers to focus on other tasks
- Utilizes data integration capabilities to enhance post event analysis and quality improvement efforts

## Bridge to care

- Overcomes caregiver fatigue by providing Guidelines-consistent chest compressions for multiple hours if required\*
- Allows for hands-free, high-quality chest compressions during transport<sup>1,6</sup>
- Extends reach of care and allows for treatment of underlying cause during CPR (e.g. ECMO/PCI)<sup>22</sup>

## Safety

- Rescuers can avoid awkward and potentially dangerous situations when performing CPR during patient transport
- Potential to reduce CPR-related injuries to the CPR provider
- Reduces X-ray exposure of CPR provider during PCI

\* When using multiple batteries or an external power source. Battery typically lasts for 45 minutes of operation

# Proven. Safe. Effective.



For over 15 years the LUCAS Chest Compression System has been helping lifesaving teams around the world deliver high performance, Guidelines-consistent chest compressions to cardiac arrest patient in the field, on the move and in the hospital.

The LUCAS device has been proven safe and effective in a large randomized controlled trial, the highest level of clinical evidence.<sup>10</sup>

# LUCAS by the numbers

**25,000+**

With over 25,000 devices in the global market, a patient is treated approximately every 2 minutes<sup>7,8</sup>

**16,830**

In a successful 2 hour 45 minute resuscitation, LUCAS administered 16,830 Guidelines-consistent compressions<sup>9</sup>

**>99%**

Operational reliability in clinical use<sup>10</sup>

**+60%**

Increased blood flow to the brain vs. manual CPR<sup>3</sup>

**>99%**

of survivors had good neurological outcomes in large randomized LINC trial<sup>10</sup>

**95%**

of patients fit in the LUCAS device<sup>10,11</sup>



**“We know CPR is difficult to do well. People slow down. They don’t always do it appropriately — even professional rescuers. A machine doesn’t get tired; it is consistent, and consistency is key.”**

**—Charles Lick, MD, Medical Director, Allina Medical Transport & Emergency Department Director, Buffalo NY Hospital<sup>23</sup>**



# Your power to improve CPR quality

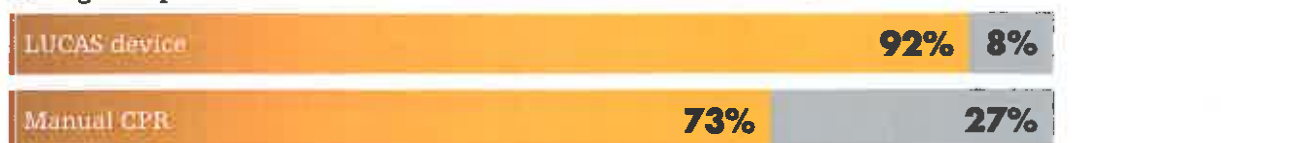
## Less interruptions to CPR on the scene and during transport

30-40% of patients who have achieved return of spontaneous circulation (ROSC) on the scene will re-arrest prior to hospital arrival and may require CPR during transportation.<sup>20,21</sup>

### On-scene<sup>1</sup>

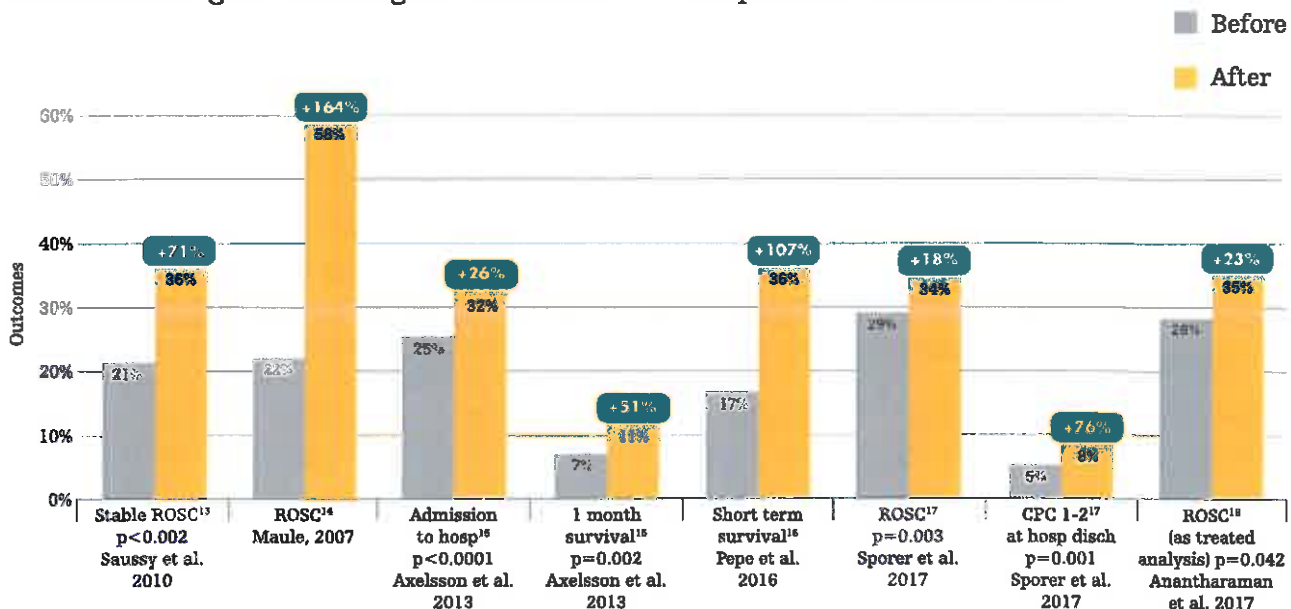


### During transportation<sup>1</sup>



## LUCAS can contribute to improved outcomes

Systems of care implementing LUCAS together with a comprehensive approach to resuscitation\* have shown increased ROSC rates<sup>13-17</sup> as well as improved survival with good neurological outcomes<sup>15,17,19</sup> compared to historical data.



\*May include additional therapies or changes of protocols

# LUCAS 3, v3.1 at a glance

## 7 seconds

The two-step application (back plate, then upper part) makes the LUCAS device quick and easy to deploy, as short as a median 7 second interruption time when transitioning from manual CPR.<sup>12</sup>

Battery allows for 45 min continuous run time. Plug in the external power supply for prolonged operation/charging



Top window for quick battery check

Compact, lightweight carrying case included with every device



The carbon fiber LUCAS PCI back plate (optional) is intended specifically for use in the cath lab, with its radiotranslucent material minimizing image shadows



Wi-Fi® connectivity for device Post-Event reports and asset notifications over e-mail

Comprehensive post-event analysis of LUCAS and LIFEPAK® data in CODESTAT™ 11 data review software

Patient straps secure patient arms during transport

Release Rings to remove the upper part from the back plate

Stabilization strap helps keep device in correct position on patient

Disposable suction cup with optional pressure pad release during ventilations

Compression rate can be set at 102, 111 or 120 to meet unique protocols

Standard low profile back plate, easy to place

**High-quality CPR**  
Even if the patient lies upon a soft surface, the LUCAS device delivers Guidelines-consistent depth, overcoming the “mattress effect”.

# What's new with v3.1?\*

The LUCAS 3, v3.1 was designed with enhanced data capabilities to allow for better post-event reporting and asset management. With Wi-Fi and Bluetooth connectivity, your LUCAS device can be configured to meet your protocols within your LIFENET account. Integration with CODE-STAT 11 now allows for precise and timely post-event reviews that can help with training and quality improvements.

## Setup options



Increase compression rate **without** sacrificing depth. Compression rate can be fixed or variable during operation at 102, 111, or 120 compressions per minute while still maintaining desired depth between 1.8 to 2.1 inches/45 to 53mm (depth fixed during operation).



Adjustable depth: 1.8 and 2.1  $\pm$  0.1 inches / 45 to 53  $\pm$  2mm (fixed during operation)



Audible CPR timer:  
1-15 minutes  
(in 1 min. increments)



Adjust ventilation alerts, pause length and count



Optional pressure pad release (0.4 inches/10 mm) allows for chest rise during ventilation



Auto-lowering of piston (AutoFit or QuickFit)

\* Setup options should be changed only under the direction of a physician knowledgeable in cardiopulmonary resuscitation who is familiar with the literature in this area

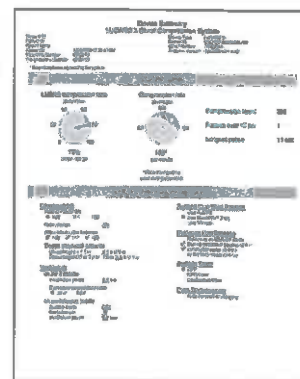
# Connected care



## Post-Event reporting

Key metrics and dashboards:

- Compression time, ratio, and rate
- Count, number of pauses > 10 sec.
- Duration of longest compression pauses
- Visual timeline of the event



## Post-Event reporting

CODE-STAT 11 allows for LUCAS Post-Event Reports to be merged with reports from LIFEPAK 15 and LIFEPAK 20/20e devices.

Merged reports give a comprehensive view of cardiac arrest cases and can be used in quality improvement and training efforts.



## Asset management

LIFENET offers easily accessible asset dashboard for fleet status at latest device check-in.

Gives notifications of expiring and expired LUCAS batteries.

Device ID	Device Name	Status
0001	0001	OK
0002	0002	OK
0003	0003	OK
0004	0004	OK
0005	0005	OK
0006	0006	OK
0007	0007	OK
0008	0008	OK
0009	0009	OK
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0093	0093	OK
0094	0094	OK
0095	0095	OK
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0097	0097	OK
0098	0098	OK
0099	0099	OK
0100	0100	OK

# Selected specifications

For further details on specifications, please see the LUCAS 3, v3.1 Data Sheet (GDR 3336665) or LUCAS 3, v3.1 Instructions for Use.

## Therapy

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- Rate:  $102 \pm 2$  compressions per minute
- Depth:  $2.1 \pm 0.1$  inches /  $53 \pm 2$  mm\*
- Compression duty cycle:  $50 \pm 5\%$
- ACTIVE 30:2 mode: 30:2 compression to ventilation ratio
- ACTIVE Continuous mode
- Ventilation alerts and pauses

Above specifications are factory default settings and for nominal patients. The LUCAS 3, v3.1 setup options allows you to tailor rate, depth and ventilation alerts and pauses within certain values, as well as setting up an optional audible timer, sending device data reports and connecting to Wi-Fi networks.

\*For smaller patients with sternum height less than 7.3 inches / 185 mm:  $1.5$  to  $2.1 \pm 0.1$  inches /  $40$  to  $53 \pm 2$  mm

## Device

---

### Dimension

- Assembled (HxWxD):  
22.0 x 20.5 x 9.4 inches / 56 x 52 x 24 cm
- In carrying case (HxWxD):  
22.8 x 13.0 x 10.2 inches / 58 x 33 x 26 cm

### Weight

- Device with Battery (no straps): 17.7 lbs / 8.0 kg
- Battery: 1.3 lbs / 0.6 kg

### Environment

- Operating temperature:  
 $+32^{\circ}\text{F}$  to  $+104^{\circ}\text{F}$  /  $+0^{\circ}\text{C}$  to  $+40^{\circ}\text{C}$   
 $-4^{\circ}\text{F}$  /  $-20^{\circ}\text{C}$  for 1 hour after storage at room temperature
- Storage temperature:  
 $-4^{\circ}\text{F}$  to  $+158^{\circ}\text{F}$  /  $-20^{\circ}\text{C}$  to  $+70^{\circ}\text{C}$
- Device IP classification (IEC 60529): IP43

## Eligible patients

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- No patient weight limitation
- Chest height: 6.7 to 11.9 inches / 17.0 to 30.3 cm
- Maximum chest width: 17.7 inches / 44.9 cm

## Power specifications

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Power source: Proprietary battery alone or with external power supply or car power cable

### Battery

- Type: Rechargeable Lithium-ion Polymer (LiPo)
- Capacity: 3300 mAh (typical), 86 Wh
- Voltage (nominal): 25.9 V
- Run time (nominal patient): 45 minutes (typical).  
Extended run time connecting to external power supply
- Service life: Recommendation to replace battery every 3 to 4 years or after 200 uses

### Power supply

- Input: 100-240VAC, 50/60Hz, 2.3A, Class II
- Output: 24VDC, 4.2A
- Car power cable: 12-28VDC/0-10A
- Charging (at room temperature,  $+72^{\circ}\text{F}$  /  $+22^{\circ}\text{C}$ )  
Using external power supply:
  - Less than two hours
- Using external battery charger:
  - Less than four hours

# Your partner in life support



—in the **field**



—on the **move**



—in the **hospital**

**Reference:**

1. Olasveengen TM, Wilk L, Steen PA. Quality of cardiopulmonary resuscitation before and during transport in out-of-hospital cardiac arrest. *Resuscitation*. 2008; 76(2):185-90.
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3. Carmona Jimenez F, Padro PP, Garcia AS, et al., Cerebral flow improvement during CPR with LUCAS, measured by Doppler. *Resuscitation*. 2011; 82S1:30,AP090. [This study is also published in a longer version, in Spanish language with English abstract, in *Emergencias*. 2012;24:47-49]
4. Rubertsson S, Karlsten R. Increased cortical cerebral blood flow with LUCAS; a new device for mechanical chest compressions compared to standard external compressions during experimental cardiopulmonary resuscitation. *Resuscitation*. 2015;65(3):357-63.
5. Axelsson C, Karlsson T, Axelsson AB, et al. Mechanical active compression-decompression cardiopulmonary resuscitation (ACDCPR) versus manual CPR according to pressure of end tidal carbon dioxide (PETCO2) during CPOR in out-of-hospital cardiac arrest 90HCA. *Resuscitation*. 2009;80(10):1099-103.
6. Putzer G, Braun P, Zimmerman A, et al., LUCAS compared to manual cardiopulmonary resuscitation is more effective during helicopter rescue – a prospective, randomized, cross-over manikin study. *Am J Emerg Med*. 2013 Feb;31(2):384-9.
7. Based on internal and external marketing and financial data (as of August, 2018).
8. If each device is conservatively used 1/month.
9. Case study Regions Hospital St. Paul, GDR 3318844\_A.
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11. GDR 3306537 User feedback on LUCAS in prehospital use. Data from four different EMS systems in the US completed 2009. Internal data file.
12. Levy M, Yost D, Walker R, et al. A quality improvement initiative to optimize use of a mechanical chest compression device within a high performance CPR approach to out-of-hospital cardiac arrest. *Resuscitation*. 2015;92:32-37.
13. Saussy J, Elder J, Flores C, et al. Optimization of cardiopulmonary resuscitation with an impedance threshold device, automated compression cardiopulmonary resuscitation and post-resuscitation in-the-field hypothermia improved short-term outcomes following cardiac arrest. *Circulation*. 2010;122:A256.
14. Maule Y. Mechanical external chest compression: A new adjuvant technology in cardiopulmonary resuscitation. (Translated from French Language: L'assistance cardiaque externe: nouvelle approche dans la RCP.) *Urgences & Accueil*. 2007;29:4-7.
15. Axelsson C, Herrera M, Fredriksson M, et al. Implementation of mechanical chest compression in out-of-hospital cardiac arrest in an emergency medical service system. *Am J Emerg Med*. 2013;31(8):1196-1200.
16. Pepe PE, Schepcke KA, Antevy PM et al., Abstract 15255: How would use of flow-focused adjuncts, passive ventilation and head-up CPR affect all-rhythm cardiac arrest resuscitation rates in a large, complex EMS system? *Circulation*. 2016;134:A15255.
17. Sporer K, Jacobs M, Derevin L, et al. Continuous quality improvement efforts increase survival with favorable neurologic outcome after out-of-hospital cardiac arrest. *Prehosp Emerg Care*. 2017;21(1):1-6.
18. Anantharaman V, Ng B, Ang S, et al. Prompt use of mechanical cardiopulmonary resuscitation in out-of-hospital cardiac arrest: The MECCA study report. *Singapore Med J*. 2017;58(7):424-431.
19. Wagner H, Madsen Hardig B, Rundgren M et al., Mechanical chest compressions in the coronary catheterization laboratory to facilitate coronary intervention and survival in patients requiring prolonged resuscitation efforts. *Scand J Trauma Resusc Emerg Med*. 2016; 24:4.
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22. William P, Rao P, Kanakadandi U, et al. Mechanical cardiopulmonary resuscitation in and on the way to the cardiac catheterization laboratory. *Circ J*. 2016;25;80(6):1292-1299.
23. LUCAS brochure GDR 3303294\_B.

**The LUCAS 3 device is for use as an adjunct to manual CPR when effective manual CPR is not possible (e.g., transport, extended CPR, fatigue, insufficient personnel).**

**Physio-Control is now part of Stryker.**

**For further information, please contact your Stryker or Physio-Control representative or visit our website at [www.physio-control.com](http://www.physio-control.com)**

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**Physio-Control Headquarters**

11811 Willows Road NE  
Redmond, WA 98052  
[www.physio-control.com](http://www.physio-control.com)

**Customer Support**

P. O. Box 97006  
Redmond, WA 98073  
Toll free 800 442 1142  
Fax 800 426 8049

**Physio-Control Canada**

Physio-Control Canada Sales, Ltd.  
45 Innovation Drive  
Hamilton, ON  
L9H 7L8  
Canada  
Toll free 800 895 5896  
Fax 866 430 6115

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 Jolife AB, Scheelevägen 17, Ideon Science Park, SE-223 70 LUND, Sweden



**ORDINANCE NO. 2022-76**

**INTRODUCED BY: Mayor Michael Dylan Brennan**

**AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AMENDMENT TO THE COMMUNITY COST SHARE AGREEMENT WITH THE NORTHEAST OHIO REGIONAL SEWER DISTRICT RELATING TO THE WASHINGTON-SILSBY INTERSECTION AND IMPROVEMENTS PROJECT AND AWARDING THE CONSTRUCTION BID FOR SAID IMPROVEMENTS TO C.A. AGRESTA CONSTRUCTION IN THE AMOUNT OF \$297,774.00, AND DECLARING AN EMERGENCY**

**WHEREAS**, on or around January 10, 2020, the Northeast Ohio Regional Sewer District (the “District”) and the City entered into a Community Cost Share Agreement for the City’s Washington-Silsby Intersection Improvements Project; and

**WHEREAS**, a proposed amendment has been offered which would increase the total Community Cost Share funding allocated to the Project by an amount not to exceed \$169,630, for an amended total funding amount of \$340,274.00; and

**WHEREAS**, Council wishes to enter into the Amendment to the Community Cost Sharing Agreement with the District and to complete the Washington-Silsby Intersection Improvements Project, including the construction of bump-outs and bioswales; and

**WHEREAS**, Council wishes to accept the bid for the Project from C.A. Agresta Construction in the amount of \$297,774.00, as the lowest and best bid; and

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF UNIVERSITY HEIGHTS, COUNTY OF CUYAHOGA, AND STATE OF OHIO, THAT:**

**Section 1.** Council hereby authorizes the Mayor to enter into an Amendment to the Community Cost Share Agreement by and between the District and the City for the Washington-Silsby Intersection Improvements Project (the “Project”), in the form attached hereto as Exhibit A and incorporated herein by reference as if fully rewritten.

**Section 2.** The new funding approved by the District and set forth in the Amendment is as follows:

- |   |                     |
|---|---------------------|
| 1. Professional Svcs Design and Construction Admin/Inspection | = 42,500.00         |
| 2. Construction Amount from Low Bidder C.A. Agresta           | = <u>297,774.00</u> |
| 3. Total  | = \$340,274.00      |

**Section 3.** Council hereby accepts the lowest and best bid of C.A. Agresta Construction in the amount of \$297,774 for construction of the Project, as detailed in the City Engineer’s recommendation attached hereto as Exhibit B and incorporated herein by reference as if fully rewritten.

**Section 4.** Council authorizes professional design, construction administration and inspection services to be performed by the City Engineer in the amount of \$42,500.00

**Section 5.** It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including the requirements of Section 121.22 of the Ohio Revised Code.

**Section 6.** This Ordinance is declared to be an emergency measure necessary for the preservation of the public peace, safety, health and welfare of the citizens of the City of University Heights, the emergency being the need to accept the lowest and best bid within a time frame during which the low bidder will hold its prices. It shall therefore become effective upon its passage by the affirmative vote of not less than five (5) members of Council and approval of the Mayor; otherwise it shall become effective at the earliest time allowed by law.

**City of University Heights, Ohio**

**Michael Dylan Brennan, Mayor**

**Passed:** \_\_\_\_\_

**Attest:** \_\_\_\_\_  
**Kelly M. Thomas, Clerk of Council**

**Approved**  
**as to form:** \_\_\_\_\_  
**Luke F. McConville, Law Director**



**GPD GROUP**  
Glaus, Fyle, Schorner, Burns & DeHeaven, Inc.

**Cleveland Office**

5595 Transportation Blvd  
Suite 100  
Cleveland, OH 44125

tel 216.518.5544  
fax 216.518.5545  
[www.gpdgroup.com](http://www.gpdgroup.com)

Honorable Michael D. Brennan, Mayor  
City of University Heights  
2300 Warrensville Center Road  
University Heights, Ohio 44118

November 18, 2022  
2022003.01

**RE: Washington/Silsby Intersection Improvements – Bump-Outs and Bioswales**

Dear Mayor Brennan:

The above referenced project was bid twice. No bids were received the first time and one bid was received the second time. The one bid received on August 26, 2022 was from C.A. Agresta Construction Company for \$297,774.00.

After receiving the one bid, we sent the bid information to NEORS D who funded the project. We requested guidance and additional funding. The NEORS D has approved the bid price and has approved additional funding for the project. NEORS D has submitted to the City for approval an Amendment to the original Agreement that was executed in 2020.

The new funding approved by NEORS D and contained in the new Agreement is as follows:

- |  |             |
|--|-------------|
| 1. Professional Services Design and Construction Admin./Inspection = | \$42,500    |
| 2. Construction Amount from Low Bidder                               | = \$297,774 |
| 3. Total   | = \$340,274 |

This project will begin in April of 2023.

We hereby recommend approval of the Amendment to the Agreement with NEORS D, and we recommend award of a construction contract to C.A Agresta Construction for \$297,774 as the lowest and best bid.

Very Truly Yours,

Joseph R. Ciuni, P.E., P.S.  
City Engineer

Cc: Jeff Pokorny, Service Director  
Nick Fini

**BID FORM**

Mark Envelope: **WASHINGTON, SILSBY & SAYBROOK INTERSECTION MODIFICATIONS**

To the Clerk:

The undersigned, having full knowledge of the site and the specifications for the following improvements, and the conditions of this proposal, hereby agrees to furnish all services, labor, materials and equipment necessary to complete the entire project, according to the plans and specifications and completion dates, and to accept the unit prices specified below for each item as full compensation for the work in the proposal.

NUMBER OF DAYS TO COMPLETE (NOT MORE THAN **45 WORKING DAYS** FROM ISSUANCE OF N.T.P.):

45 \*\*\*

The total amount of the bid based on the approximate quantities given below and the price specified by the bidder amount to the sum of:

**BID TOTAL = \$ 297,774.00 \*\*\***

**UNIT PRICE CONTRACT**

\*\*\* CANNOT PERFORM PROJECT UNTIL APRIL 2023

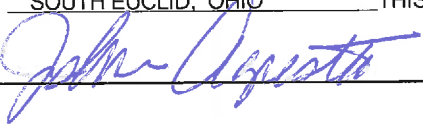
For the WASHINGTON, SILSBY & SAYBROOK INTERSECTION MODIFICATIONS in the City of University Heights, Cuyahoga County, Ohio, in accordance with the plans and specifications.

REF NO.	ITEM NUMBER	ITEM DESCRIPTION	UNIT	ESTIMATED QUANTITY	UNIT PRICE ESTIMATED DOLLARS   CTS	TOTAL PROJECT AMOUNT EST. DOLLARS   CTS
<b>ROADWAY</b>						
1	201	TREE REMOVED	EACH	4	\$ 400.00	\$ 1,600.00
2	202	PAVEMENT REMOVED, AS PER PLAN	SY	437	\$ 25.00	\$ 10,925.00
3	202	PAVEMENT REMOVED (CONCRETE)	SY	63	\$ 20.00	\$ 1,260.00
4	202	WALK REMOVED	SF	1350	\$ 2.00	\$ 2,700.00
5	202	CURB, TYPE 6, REMOVED	FT	424	\$ 5.00	\$ 2,120.00
6	202	CATCH BASIN REMOVED	EACH	1	\$ 500.00	\$ 500.00
7	203	EXCAVATION AND EMBANKMENT, AS PER PLAN	LUMP	1	\$ 36,781.00	\$ 36,781.00
8	608	4 INCH CONCRETE WALK, AS PER PLAN	SF	1322	\$ 14.00	\$ 18,508.00
9	608	6 INCH CONCRETE WALK, AS PER PLAN (DRIVES)	SF	183	\$ 15.00	\$ 2,745.00
10	608	CURB RAMP, AS PER PLAN	EACH	4	\$ 900.00	\$ 3,600.00
					<b>ROADWAY SUBTOTALS = \$ 80,739.00</b>	
<b>EROSION CONTROL</b>						
11	659	SEEDING AND MULCHING, AS PER PLAN	SY	250	\$ 5.00	\$ 1,250.00
12	832	INLET PROTECTION	EACH	6	\$ 100.00	\$ 600.00
13	832	PERIMETER FILTER FABRIC FENCE	FT	200	\$ 2.00	\$ 400.00
					<b>EROSION CONTROL SUBTOTALS = \$ 2,250.00</b>	
<b>DRAINAGE</b>						
14	601	ROCK CHANNEL PROTECTION	CY	8	\$ 350.00	\$ 2,800.00
15	605	6 INCH UNCLASSIFIED PIPE UNDERDRAINS, AS PER PLAN	FT	675	\$ 20.00	\$ 13,500.00
16	611	CATCH BASIN, MISC.: CUYAHOGA COUNTY 3C CATCH BASIN WITH SUMP NO TRAP, AS PER PLAN	EACH	1	\$ 4,000.00	\$ 4,000.00
17	611	8 INCH CONCRETE PIPE, TYPE B	FT	36	\$ 40.00	\$ 1,440.00

REF NO.	ITEM NUMBER	ITEM DESCRIPTION	UNIT	ESTIMATED QUANTITY	UNIT PRICE ESTIMATED DOLLARS I CTS	TOTAL PROJECT AMOUNT EST. DOLLARS I CTS
18	611	18 INCH NYOPLAST CATCH BASIN WITH DOME GRATE	EACH	3	\$ 3,000.00	\$ 9,000.00
19	611	6 INCH UNDERDRAIN CLEANOUT	EACH	8	\$ 600.00	\$ 4,800.00
20	611	CONDUIT, TYPE F FOR UNDERDRAIN OUTLETS	FT	30	\$ 20.00	\$ 600.00
<b>DRAINAGE SUBTOTALS = \$</b>						<b>36,140.00</b>
<b>PAVEMENT</b>						
21	451	FIBER REINFORCED CONCRETE APRON, CLASS QC MS, 6 INCH	SF	546	\$ 15.00	\$ 8,190.00
22	451	FIBER REINFORCED CONCRETE DRIVEWAY, CLASS QC MS, 6 INCH	SF	289	\$ 15.00	\$ 4,335.00
23	609	5 FOOT CONCRETE CURB OPENING, AS PER PLAN	SF	45	\$ 15.00	\$ 675.00
24	609	CURB, TYPE 6, AS PER PLAN	FT	480	\$ 55.00	\$ 26,400.00
<b>PAVEMENT SUBTOTALS = \$</b>						<b>39,600.00</b>
<b>TRAFFIC CONTROL</b>						
25	630	GROUND MOUNTED SIGN, REMOVE AND RELOCATE	EACH	3	\$ 400.00	\$ 1,200.00
26	642	CROSSWALK LINE REMOVED	FT	391	\$ 12.00	\$ 4,692.00
27	642	STOP LINE REMOVED	FT	77	\$ 15.00	\$ 1,155.00
28	642	CENTERLINE DOUBLE-SOLID REMOVED	FT	8	\$ 50.00	\$ 400.00
29	642	CROSSWALK LINE	FT	468	\$ 4.00	\$ 1,872.00
30	642	STOP LINE	FT	80	\$ 5.00	\$ 400.00
31	642	CENTERLINE DOUBLE SOLID	FT	8	\$ 25.00	\$ 200.00
<b>TRAFFIC CONTROL SUBTOTALS = \$</b>						<b>9,919.00</b>
<b>LANDSCAPE &amp; BIORETENTION</b>						
32	661	CAREX VULPINOIDEA, FOX SEDGE	EACH	471	\$ 24.00	\$ 11,304.00
33	661	HEMEROCALLIS 'GOING BANANAS', DAYLILY	EACH	419	\$ 19.00	\$ 7,961.00
34	661	IRIS VERSICOLOR, BLUE FLAG	EACH	202	\$ 19.00	\$ 3,838.00
35	661	SYMPHYOTRICHUM NOVA-ANGLIAE 'PURPLE DOME'	EACH	67	\$ 19.00	\$ 1,273.00
36	662	LANDSCAPE WATERING	MGAL	5	\$ 250.00	\$ 1,250.00
37	SPECIAL	BIORETENITON AREA A	EACH	1	\$ 31,000.00	\$ 31,000.00
38	SPECIAL	BIORETENITON AREA C	EACH	1	\$ 11,000.00	\$ 11,000.00
39	SPECIAL	BIORETENITON AREA B	EACH	1	\$ 9,000.00	\$ 9,000.00
<b>LANDSCAPE &amp; BIORETENTION SUBTOTALS = \$</b>						<b>76,626.00</b>
<b>INCIDENTALS</b>						
40	614	MAINTAINING TRAFFIC, AS PER PLAN	LUMP	1	\$ 36,500.00	\$ 36,500.00
41	SPECIAL	CONTINGENCY ALLOWANCE	LUMP	1	\$ 15,000.00	\$ 15,000.00
42	SPECIAL	PROJECT DVD RECORDING	LUMP	1	\$ 1,000.00	\$ 1,000.00
<b>INCIDENTALS SUBTOTALS = \$</b>						<b>52,500.00</b>
<b>BID TOTAL = \$</b>						<b>297,774.00</b>

REF NO.	ITEM NUMBER	ITEM DESCRIPTION	UNIT	ESTIMATED QUANTITY	UNIT PRICE ESTIMATED DOLLARS   CTS	TOTAL PROJECT AMOUNT EST. DOLLARS   CTS
---------	-------------	------------------	------	--------------------	------------------------------------	---

EXECUTED AT SOUTH EUCLID, OHIO THIS 26TH DAY OF AUGUST, 2022

BY:   
 ( SIGN IN INK )

TITLE: PRESIDENT  
 ( OWNER, PARTNER, OR CORPORATE OFFICER )

VENDOR (PLEASE FILL IN):

C. A. AGRESTA CONSTRUCTION COMPANY  
 NAME

216-382-2525  
 PHONE NO

4186 GREENVALE RD  
 ADDRESS

216-382-7678  
 FAX NO

SOUTH EUCLID, OH 44121  
 CITY, STATE AND ZIP CODE

[agresta@sbcglobal.net](mailto:agresta@sbcglobal.net)  
 EMAIL

**Agreement Relative to Separate Consideration for  
Incorporation of Tangible Personal Property**

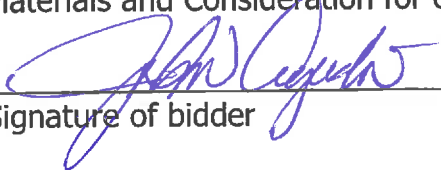
The undersigned, a bidder on the above described project, hereby agrees that the contract to be entered into in the event its bid is accepted for the above described project, is "a construction contract pursuant to which tangible personal property is or is to be incorporated into a structure or improvement on and becoming a part of real property" and Contractor further agrees that "the consideration for such incorporation" is agreed upon "separately from the consideration for the performance of the other obligations of such construction contract, and that such "incorporation" shall constitute a sale of such tangible personal property to the CITY OF UNIVERSITY HEIGHTS, OHIO as provided in Section 5739.01 et. seq. of the Revised Code of Ohio.

It is further agreed and understood that this agreement shall, for the purposes of said laws above mentioned, be considered as a part of the bid or offer of the undersigned and if the CITY OF UNIVERSITY HEIGHTS, OHIO should award the contract to the undersigned, that this agreement shall be and hereby is made a part of the bid and/or contract of the undersigned for the purposes of the said laws.

For the purpose of the said section of the Revised Code above mentioned, the consideration to be paid for the performance of the contract of the above described project is divided, as follows:

- 1. CONSIDERATION FOR MATERIALS (MATERIAL incorporated into a structure or improvement on and becoming a part of real property)  
\$ 148,887.00
  
- 2. CONSIDERATION FOR OTHER OBLIGATIONS (For other obligations of such construction contract)  
\$ 148,887.00

The figure set down as the total must correspond with the total set down in the bid which accompanies this supplemental agreement, and the bidder in submitting this figure shall be subject to the same rules and regulations with respect to mistakes in extensions and additions as are provided in the case of totals set forth by the bidder in his bid; namely, that mistakes in additions or extensions will be corrected and the totals corrected accordingly, but the same proportion will be maintained in the division above set forth between the Consideration for Materials and Consideration for other Obligations.

  
\_\_\_\_\_  
Signature of bidder

**NON-COLLUSION AFFIDAVIT**

This affidavit is to be filled in and executed by the bidder. If the bid is made by a Corporation, then it shall be executed by its Chief Executive Officer; if by a Partnership or LLC, by its Managing General Partner or Managing Member.

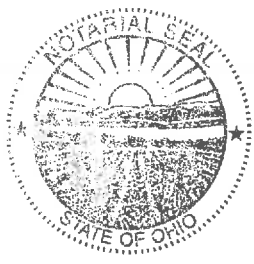
STATE OF OHIO            )  
  ) SS  
COUNTY OF CUYAHOGA    )

JOHN AGRESTA  
PRESIDENT C.A. AGRESTA CONSTRUCTION CO. being first duly  
sworn, deposes and says that JOHN AGRESTA residing at MAYFIELD, OH  
and JOHN A. AGRESTA residing at MAYFIELD VILLAGE, OH and \_\_\_\_\_  
residing at \_\_\_\_\_ (is)(are) the only person(s) interested with (him)  
(them) in the delivery of the materials quoted upon or the services performed under  
these specifications; that the said quotation is made without any connection or common  
interest in the profits with any other persons making any quotations or proposal for the  
said work; that the said contract is on (his) (their) part in all respects fair and without  
collusion or fraud; and also that no head of any department or any employee therein;  
or any officer of the CITY OF UNIVERSITY HEIGHTS, OHIO has any direct or indirect  
interest therein.

  
\_\_\_\_\_  
Signature

Sworn to and subscribed in my presence this 26<sup>TH</sup> day of AUGUST, 2022

(Notary Seal)



DINA M CONNOLE  
Notary Public  
In and for the State of Ohio  
My Commission Expires  
March 03, 2024

Dina M Connole  
\_\_\_\_\_  
Notary Public



**STATEMENT REGARDING PERSONAL PROPERTY TAXES**

I, JOHN AGRESTA, PRESIDENT  
(Name) (Owner,  
President, Etc.)

of C.A. AGRESTA CONSTRUCTION COMPANY do hereby certify that this firm or  
person  
IS NOT delinquent in the filing and/or payment of personal property taxes in  
(insert is or is not) Cuyahoga County.

(If the answer is in the affirmative, please submit a statement listing the year or years  
of delinquency and the amounts).

Signed [Signature]

Name of Firm C.A. AGRESTA CONSTRUCTION CO.

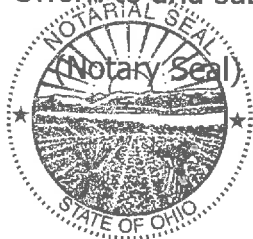
Address 4186 GREENVALE ROAD

SOUTH EUCLID OH 44121

Telephone 216-382-2525

State of Ohio )  
) SS  
County of Cuyahoga)

Sworn to and subscribed in my presence this 26<sup>TH</sup> day of AUGUST, 2022



DINA M CONNOLES  
Notary Public  
In and for the State of Ohio  
My Commission Expires  
March 03, 2024

[Signature]  
Notary Public

Note: Statement Regarding Personal Property Taxes in Cuyahoga County.

If the business is not located in Cuyahoga County, please add a brief explanation  
to the above statement to the effect that no taxes are owned to Cuyahoga  
County (if such is the case), or to the County in which the business is located.

**FINDINGS FOR RECOVERY CERTIFICATION**

I am aware that Ohio law, under certain circumstances, prohibits a political subdivision from awarding a contract for goods, services or construction to any person against whom a finding of recovery has been issued by the Auditor of State, if that finding is unresolved. I hereby certify that an unresolved finding for recovery has not been issued against ~~C.A. Agresta Construction~~ Company.

  
SIGNATURE

JOHN AGRESTA  
PRINTED NAME

PRESIDENT  
TITLE

8-26-22  
DATE

**INFORMATION SHOWING QUALIFICATIONS  
OF BIDDER**

The undersigned states that the names and addresses of persons interested as principals in this proposal are as follows: If a partnership, LLC or corporation, give the names and addresses of all partners, members or officers:

<u>JOHN AGRESTA</u>	<u>JOHN A. AGRESTA</u>
<u>PRES. &amp; SECY</u>	<u>VICE PRES. &amp; TREASURER</u>
<u>2068 LANDER RD</u>	<u>6498 FOXBORO DR</u>
<u>MAYFIELD HTS OH 44124</u>	<u>MAYFIELD VILLAGE OH 44143</u>

If bidder is a corporation or LCC, bidder states that the name of state in which incorporated or constituted and the date of said incorporation or constitution is:

STATE OF OHIO      3-1-1953

The undersigned states that they are citizen(s) of the United States and that all the partners, officers, or principals interested herein are citizens of the United States, except: (Give full name and addresses):

N/A

The undersigned offers the following information relative to the facilities, ability and financial resources available for the fulfillment of the Contract if such be awarded to him.

**FACILITIES:** That he or they own and have available for immediate use on the proposed work the following plant and equipment:

SEE ATTACHED

# THE C. A. AGRESTA CONSTRUCTION CO.

## EXCAVATING AND PAVING CONTRACTORS

4186 GREENVALE ROAD

SOUTH EUCLID, OHIO 44121

### FACILITIES:

Gradalls, Backhoes, Front End Loaders, Bulldozers, Grader, Pavement Breakers. Concrete Saws, Curb Machine, Slip Form Pavers, Subgrade Trimmer, Crack Sealing Machines, Hydraulic Excavators.

### ABILITY:

#### 2021

- 2021 Macedonia Road Program; \$183,705; City of Macedonia; Subcontractor to Specialized Construction
- Ashcroft Neighborhood Improvements; \$1,247,740; City of Mayfield Heights; GPD Group
- 2021 Concrete Road Program; \$325,632; Village of Orange; Stephen Hovancsek & Associates
- Repair & Resurfacing of Various City Streets; \$326,275; Richmond Heights; Subcontractor to Specialized Construction
- Municipal Rear Parking Lot ARPA; \$307,994; City of South Euclid; Subcontractor to Leopardo Companies, Inc.
- 2021 Road Resurfacing Program; \$618,060; City of South Euclid; Stephen Hovancsek & Associates
- Kensington & Ridgetop Repairs Phase 2; \$407,764; Twinsburg Township; OHM Advisors
- 2021 Road Program; \$737,144; City of Warrensville Heights; GPD Group

#### 2020

- Creekside Trail Rehabilitation; \$624,687; City of Solon; City of Solon Engineering Department
- LAK -Erie Street Reconstruction- PID 109310; \$484,744; City of Willoughby; CT Consultants & ODOT
- Antenucci Sidewalk Phase I; \$110,700; City of Garfield Heights; OHM Advisors
- Golden Link Boulevard Access Drive; \$303,544; City of Macedonia; Chagrin Valley Engineering
- Repair & Resurfacing of Various City Streets; \$153,670; Richmond Heights; Subcontractor to Specialized Construction
- Community Park Swale Retrofit; \$34,716; City of Richmond Heights; The C.W. Courtney Company
- 2020 Catch Basin Repair Program; \$47,360; Village of Sagamore Hills; Summit County Engineer
- 2020 Road Resurfacing Program; \$609,953; City of South Euclid; Stephen Hovancsek & Associates
- 2020 Macedonia Road Program; \$110,011; City of Macedonia; Subcontractor to Specialized Construction
- 2020 Concrete Program; \$104,670; Village of Walton Hills; Chagrin Valley Engineering

#### 2019

- 2019 Street Maintenance & Repair; \$81,989; City of Chardon; Subcontractor to Burton Scot Contractors LLC
- 2019 Concrete Road Maintenance & Repairs; \$51,215,045; Independence; City of Independence Engineering Dept.
- Kersdale Stormwater Improvements; \$299,508; City of Pepper Pike; Chagrin Valley Engineering
- Lee-Libby Pocket Park Permeable Paver Installation; \$78,676; Maple Heights; Chagrin Valley Engineering
- Thornapple Drive Emergency Pavement & Catch Basin Repair; \$34,704; Mayfield Village; Stephen Hovancsek & Associates
- Harvard Avenue West Gateway Project; \$93,354; Village of Newburgh Heights; OHM Advisors
- 2019 Concrete Repair Program; \$131,876; Orange Village; Stephen Hovancsek & Associates
- ODOT Project #190044- SR 175; \$261,233; Richmond Heights; Subcontractor to Burton Scot Contractors LLC
- 2019 Concrete Street Repair Program; \$244,530; South Euclid; Stephen Hovancsek & Associates
- Repair & Resurfacing of Various City Streets; \$130,194; Richmond Heights; Subcontractor to Specialized Construction
- University Heights TICI PID 105223; \$260,704; University Heights; CTL Engineering, Inc.
- Northfield Rd. & Alexander Rd. Intersection; \$753,704; Walton Hills; Chagrin Valley Engineering
- Green Ridge Drive Storm Sewer & Pavement Improvement; \$507,974; Wickliffe; CT Consultants, Inc.

#### 2018

- Olmsted Township TICI Fitch Road & Cook Road Sidewalk Project; \$319,204; Cuyahoga County Dept. of Public Works
- 2018 Road Program – Highland Heights; \$1,217,591; Stephen Hovancsek & Associates
- East 55<sup>th</sup> Street Resurfacing – Village of Newburgh Heights; \$156,059; OHM Advisors
- Repair & Resurfacing of City Streets – Richmond Heights; \$185,228; The C.W. Courtney Company
- 2018 Manhole Separation Project – South Euclid; \$336,834; Stephen Hovancsek & Associates
- 2018 Resurfacing Program – South Euclid; \$442,729; Stephen Hovancsek & Associates
- Silsby Road Resurfacing – University Heights; \$325,426; GPD Group
- Reconstruction of Twin Acre Court – Moreland Hills; \$249,665; Chagrin Valley Engineering
- Brainard Road Improvement Project Phase II – Village of Woodmere; \$365,110; Chagrin Valley Engineering
- Brooklyn Heights Park Upgrades – Brooklyn Heights; \$49,960; Chagrin Valley Engineering
- Valley View Village Hall Pavement Improvements – Valley View; \$73,965; Subcontractor to Carron Asphalt Paving Co.

### FINANCIAL RESOURCES:

PNC Bank – Mayfield, Ohio  
Bridget Phelan

### FEDERAL IDENTIFICATION NUMBER: 34-0753810

AN EQUAL OPPORTUNITY EMPLOYER

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**ABILITY:** That he or they have performed the following work: (Give location, kind, size or cost, and reference to name and address of client and engineer).

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SEE PREVIOUS PAGE.

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**FINANCIAL RESOURCES:** That information relative to his or their financial resources can and may be obtained from the following: (Give name, business and address):

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SEE PREVIOUS PAGE.

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Signature of Bidder

### LISTING OF SUBCONTRACTORS

The undersigned offers the following information relative to the subcontractors it intends to employ on this contract if such is awarded. The items and specific amounts of work assigned to each listed subcontract shall also be outlined. Duplicate this sheet as needed.

1. Name of Subcontractor: TRAFTECH INC  
Address: 7000 HUBBARD AVE.  
City CLEVELAND State: OHIO Telephone: 216-361-8808  
Description and/or Items of Work: SIGNS AND STRIPING  
Amount: \$ 9,911.00 Percent (%) of Contract: 3.3%

2. Name of Subcontractor: DOWN TO EARTH LANDSCAPING  
Address: 12750 BROADWAY AVE  
City GARFIELD HEIGHTS State: OHIO Telephone: 216-518-1804  
Description and/or Items of Work: LANDSCAPE, SEEDING + MULCHING  
Amount: \$ 22,727.00 Percent (%) of Contract: 7.6%

3. Name of Subcontractor: \_\_\_\_\_  
Address: \_\_\_\_\_  
City \_\_\_\_\_ State: \_\_\_\_\_ Telephone: \_\_\_\_\_  
Description and/or Items of Work: \_\_\_\_\_  
Amount: \$ \_\_\_\_\_ Percent (%) of Contract: \_\_\_\_\_

4. Name of Subcontractor: \_\_\_\_\_  
Address: \_\_\_\_\_  
City \_\_\_\_\_ State: \_\_\_\_\_ Telephone: \_\_\_\_\_  
Description and/or Items of Work: \_\_\_\_\_  
Amount: \$ \_\_\_\_\_ Percent (%) of Contract: \_\_\_\_\_

Signature of Bidder:  
Bidder: C.A. AIRESTA CONSTRUCTION CO.  
By: [Signature]  
Title: PRESIDENT

**UNIVERSITY HEIGHTS**  
**D/W/M BUSINESS ENTERPRISE PARTICIPATION REPORT**

PROJECT TITLE: WASHINGTON, SILSBY & SAYBROOK INTERSECTION MODIFICATIONS

PROJECT GROSS AMOUNT: \$ 297,774.00

**D/W/MBE INFORMATION:**

Name: \_\_\_\_\_

Address: \_\_\_\_\_

NONE.

City: \_\_\_\_\_

E-Mail: \_\_\_\_\_

Phone Number: \_\_\_\_\_

Trade: \_\_\_\_\_

Amount of Bid Award: \_\_\_\_\_

**D/W/MBE INFORMATION:**

Name: \_\_\_\_\_

Address: \_\_\_\_\_

City: \_\_\_\_\_

E-Mail: \_\_\_\_\_

Phone Number: \_\_\_\_\_

Trade: \_\_\_\_\_

Amount of Bid Award: \_\_\_\_\_

**UNIVERSITY HEIGHTS**  
**D/W/M BUSINESS ENTERPRISE PARTICIPATION REPORT**

Phone Number: \_\_\_\_\_

Trade: \_\_\_\_\_

Amount of Bid Award: \_\_\_\_\_

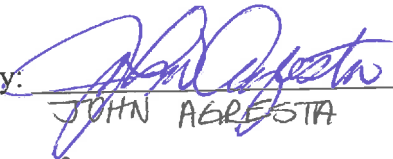
IN THE EVENT THAT THERE ARE NO D/W/MBE'S WORKING ON THE PROJECT,  
PROVIDE NARRATIVE EXPLANATION:

WE DID NOT RECEIVE ANY QUOTES  
FROM UNIVERSITY HEIGHTS D/W/M  
BUSINESS ENTERPRISES.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

IN WITNESS WHEREOF, the undersigned has set their hand this 26<sup>TH</sup> day of  
AUGUST, 2022

CONTRACTOR NAME: C.A. AGRESTA CONSTRUCTION CO.

By:   
JOHN AGRESTA

Its: PRESIDENT



**AMENDMENT TO  
COMMUNITY COST-SHARE AGREEMENT  
(DISTRICT AGREEMENT NO. 20000720)  
BY AND BETWEEN  
THE NORTHEAST OHIO REGIONAL SEWER DISTRICT  
AND  
CITY OF UNIVERSITY HEIGHTS**

This Amendment to Agreement (the “Amendment”) is made and entered into this \_\_\_\_\_ day of \_\_\_\_\_, 2022, by and between the Northeast Ohio Regional Sewer District (District) acting pursuant to Resolution No. 114-13, adopted by the Board of Trustees of the District on May 16, 2013, and the City of University Heights (City) acting pursuant to Ordinance/Resolution No. \_\_\_\_\_, adopted on \_\_\_\_\_, 2022.

**Recitals**

WHEREAS, the District, as a component of implementing a regional stormwater management program, manages a financial account termed the “*Community Cost-Share Account*” that is for the aggregation and dissemination of funds derived from revenues collected from the Stormwater Fee; and

WHEREAS, on or around January 10, 2020, the District and the City entered into a Community Cost-Share Agreement (the “Agreement”) for the City’s Washington-Silsby Intersection Improvements project (the “Project”); and

WHEREAS, the original estimated amount of the Project was exceeded due to the revision of the estimated construction costs; and

WHEREAS, it is, therefore, necessary for the parties to amend the Agreement to increase the funding by \$169,630.00.

NOW THEREFORE, in consideration of the foregoing, the payment, and the mutual promises contained in this Amendment, the parties agree as follows:

1. By execution of this Amendment, the District and City agree that the total Community Cost-Share funding allocated to the Project under the Agreement shall be increased by the amount not to exceed \$169,630.00 for an amended total funding amount of \$340,274.00 as further described in the Request for Budget Modification attached hereto as Exhibit “A.”

2. The provisions of this Amendment are hereby incorporated into the Agreement as fully rewritten therein. All terms used herein shall be defined and construed in the manner set forth in the Agreement. Except as otherwise provided in the Amendment or as otherwise necessary or appropriate to give effect to the terms of this Amendment, all the provisions, terms, and conditions contained in the Agreement and not inconsistent with this Amendment shall remain unchanged and in full force and effect. In the event of any conflict between the Agreement and

this Amendment, the terms, conditions, and provisions of this Amendment shall control.

The parties have executed this Amendment on the day and year first above written.

**NORTHEAST OHIO REGIONAL SEWER DISTRICT**

BY: \_\_\_\_\_  
Kyle Dreyfuss-Wells  
Chief Executive Officer

AND

BY: \_\_\_\_\_  
Darnell Brown, President  
Board of Trustees

**CITY OF UNIVERSITY HEIGHTS**

By: \_\_\_\_\_  
Title: \_\_\_\_\_

The legal form and correctness of this instrument is hereby approved:

**CITY OF UNIVERSITY HEIGHTS**

\_\_\_\_\_  
Assistant/Director of Law

This Instrument Prepared By:

\_\_\_\_\_  
Anka M. Davis  
Assistant General Counsel  
Northeast Ohio Regional Sewer District

Each party agrees that this Amendment may be executed and distributed for signatures via email and that the emailed signatures affixed by both parties to this Amendment shall have the same legal effect as if such signatures were in their originally written format.

**MODIFICATION TO  
AGREEMENT NO.  
20000720**

NORTHEAST OHIO REGIONAL SEWER  
DISTRICT

WITH

CITY OF UNIVERSITY HEIGHTS

FOR

COMMUNITY COST-SHARE AGREEMENT  
AMENDMENT:

WASHINGTON-SILSBY INTERSECTION  
IMPROVEMENT PROJECT

---

Total Additional Cost:	\$169,630.00
Total Revised Agreement Amount:	\$340,274.00

---

The legal form and correctness of the within  
instrument are hereby approved.

---

ERIC J. LUCKAGE  
CHIEF LEGAL OFFICER

---

Date

**CERTIFICATION**

It is hereby certified that the amount required to meet the contract, agreement, obligation, payment or expenditure, for the above, has been lawfully appropriated or authorized or directed for such purpose and is in the Treasury or in process of collection to the credit of the fund free from any obligation or certification now outstanding.

---

KENNETH J. DUPLAY  
CHIEF FINANCIAL OFFICER

---

Date

**Budget Center 8100**

**AMENDMENT TO  
COMMUNITY COST-SHARE AGREEMENT  
(DISTRICT AGREEMENT NO. 20000720)  
BY AND BETWEEN  
THE NORTHEAST OHIO REGIONAL SEWER DISTRICT  
AND  
CITY OF UNIVERSITY HEIGHTS**

This Amendment to Agreement (the “Amendment”) is made and entered into this \_\_\_\_\_ day of \_\_\_\_\_, 2022, by and between the Northeast Ohio Regional Sewer District (District) acting pursuant to Resolution No. 114-13, adopted by the Board of Trustees of the District on May 16, 2013, and the City of University Heights (City) acting pursuant to Ordinance/Resolution No. \_\_\_\_\_, adopted on \_\_\_\_\_, 2022.

**Recitals**

WHEREAS, the District, as a component of implementing a regional stormwater management program, manages a financial account termed the “*Community Cost-Share Account*” that is for the aggregation and dissemination of funds derived from revenues collected from the Stormwater Fee; and

WHEREAS, on or around January 10, 2020, the District and the City entered into a Community Cost-Share Agreement (the “Agreement”) for the City’s Washington-Silby Intersection Improvements project (the “Project”); and

WHEREAS, the original estimated amount of the Project was exceeded due to the revision of the estimated construction costs; and

WHEREAS, it is, therefore, necessary for the parties to amend the Agreement to increase the funding by \$169,630.00.

NOW THEREFORE, in consideration of the foregoing, the payment, and the mutual promises contained in this Amendment, the parties agree as follows:

1. By execution of this Amendment, the District and City agree that the total Community Cost-Share funding allocated to the Project under the Agreement shall be increased by the amount not to exceed \$169,630.00 for an amended total funding amount of \$340,274.00 as further described in the Request for Budget Modification attached hereto as Exhibit “A.”

2. The provisions of this Amendment are hereby incorporated into the Agreement as fully rewritten therein. All terms used herein shall be defined and construed in the manner set forth in the Agreement. Except as otherwise provided in the Amendment or as otherwise necessary or appropriate to give effect to the terms of this Amendment, all the provisions, terms, and conditions contained in the Agreement and not inconsistent with this Amendment shall remain unchanged and in full force and effect. In the event of any conflict between the Agreement and

this Amendment, the terms, conditions, and provisions of this Amendment shall control.

The parties have executed this Amendment on the day and year first above written.

**NORTHEAST OHIO REGIONAL SEWER DISTRICT**

BY: \_\_\_\_\_  
Kyle Dreyfuss-Wells  
Chief Executive Officer

AND

BY: \_\_\_\_\_  
Darnell Brown, President  
Board of Trustees

**CITY OF UNIVERSITY HEIGHTS**

By: \_\_\_\_\_  
Title: \_\_\_\_\_

The legal form and correctness of this instrument is hereby approved:

**CITY OF UNIVERSITY HEIGHTS**

\_\_\_\_\_  
Assistant/Director of Law

This Instrument Prepared By:

\_\_\_\_\_  
Anka M. Davis  
Assistant General Counsel  
Northeast Ohio Regional Sewer District

Each party agrees that this Amendment may be executed and distributed for signatures via email and that the emailed signatures affixed by both parties to this Amendment shall have the same legal effect as if such signatures were in their originally written format.

**MODIFICATION TO  
AGREEMENT NO.  
20000720**

NORTHEAST OHIO REGIONAL SEWER  
DISTRICT

WITH

CITY OF UNIVERSITY HEIGHTS

FOR

COMMUNITY COST-SHARE AGREEMENT  
AMENDMENT:

WASHINGTON-SILSBY INTERSECTION  
IMPROVEMENT PROJECT

---

Total Additional Cost:	\$169,630.00
Total Revised Agreement Amount:	\$340,274.00

---

The legal form and correctness of the within  
instrument are hereby approved.

---

ERIC J. LUCKAGE  
CHIEF LEGAL OFFICER

---

Date

**CERTIFICATION**

It is hereby certified that the amount required to  
meet the contract, agreement, obligation, payment  
or expenditure, for the above, has been lawfully  
appropriated or authorized or directed for such  
purpose and is in the Treasury or in process of  
collection to the credit of the fund free from any  
obligation or certification now outstanding.

---

KENNETH J. DUPLAY  
CHIEF FINANCIAL OFFICER

---

Date

**Budget Center 8100**

# EXHIBIT A



**Community Cost-Share Program  
REQUEST FOR BUDGET MODIFICATION**

*Community Cost-Share Program  
Request for Budget Modification*

Member Community: City of University Heights

Project Title: Washington-Silsby-Saybrook Intersection Improvements

Project Manager: *Joseph R. Lewis, P.E., P.S.* Date: 10/27/2022  
*Signature City Engineer*

**Justification and Description of Changes:**

Provide a summary of the revised budget (by category) and include a brief justification and itemized breakdown for the amount proposed in each category. For example, stream restoration project extended by 500 feet of streambank @ \$150/linear ft. to protect newly discovered underground utility.

**Summary of Project Modification:**

The project was advertised and bid twice. The City did not receive any bids the first time advertised. The City received one bid the second time the project was advertised. CA Agresta bid a total of \$297,774. The Mod also includes CA/CI.

Project Expenses	Original Budget	Revised Budget	Details
Professional Services	12000	42500	Added CA/CI and actual detailed design cost.
Personnel ( <i>Member Community Staff Only</i> )	1000	0	
Subcontract	131370	297774	CA Agresta bid amount = \$297,774.
Equipment			
Materials			
Other	26274	0	Contingency of \$15k included in Agresta bid amount.
<b>TOTAL</b>	<b>\$ 170644</b>	<b>\$ 340274</b>	<b>\$169,630.00 Increase - lmm</b>

*Direct all Community Cost-Share budget modification questions and requests to the Watershed Team Leader, 216-881-6600, and the Grant Programs Administrator is to be copied on all correspondence pertaining to budget modification.*



**COMMUNITY COST-SHARE AGREEMENT  
BY AND BETWEEN  
THE NORTHEAST OHIO REGIONAL SEWER DISTRICT  
AND  
CITY OF UNIVERSITY HEIGHTS**

This Agreement is made and entered into this 10<sup>th</sup> day of JANUARY, 2020, by and between the Northeast Ohio Regional Sewer District (District) acting pursuant to Resolution No. 114-13, adopted by the Board of Trustees of the District on May 16, 2013 (Exhibit "A"), and City of University Heights (City) acting pursuant to Ordinance/Resolution No. 2019-60, adopted on Oct 7, 2019 (Exhibit "B").

**Recitals**

WHEREAS, the District, as a component of implementing a regional stormwater management program, manages a financial account termed the "*Community Cost-Share Account*" that is for the aggregation and dissemination of funds derived from revenues collected from the Stormwater Fee; and

WHEREAS, the purpose of the Community Cost-Share Account is to provide funding to assist the City with District-approved projects through the Community Cost-Share Program; and

WHEREAS, the Community Cost-Share Program funds are used for construction, operation, and maintenance of the Local Stormwater System or Regional Stormwater System, including administrative costs directly associated with such projects as well as costs related to repair or upgrade; and

WHEREAS, the District supports the Community Cost-Share Washington-Silsby Intersection Improvements project (the "Project") as a Community Cost-Share project proposed by the City; and

NOW THEREFORE, in consideration of the foregoing, the payment and the mutual promises contained in this Agreement, the parties agree as follows:

**Article 1.0**    **City Obligations**

- 1.1    The City agrees to perform as follows:
  - 1.1.1    Complete work as detailed in the District approved Community Cost-Share application. (Exhibit "C")
  - 1.1.2    Complete and submit Progress Reports when submitting Request for Payment as needed, or within 30 days of close of the Project, per Section 5.0 of the *Community Cost-Share Program Policy*.

- 1.1.3 Notify the City's Watershed Team Leader at least 7 business days prior to the start of the Project.
  - 1.1.4 Meet with District staff when requested to review the Project status.
  - 1.1.5 Obtain all necessary legal agreements with affected property owners to perform the Project and to bind any successor in title to maintain compliance as specified in this Agreement between the District and City for the Project.
  - 1.1.6 Comply with all applicable local, state and federal requirements. This may include, but is not limited to, U.S. Army Corp of Engineers Section 404, Ohio EPA Section 401 water quality certification, and Ohio Department of Natural Resources Dam Safety Laws.
  - 1.1.7 If the City fails to maintain the Project in accordance with this Agreement, the City shall be liable for the full amount of any Community Cost-Share Program funds paid for the Project. Such amount shall be offset against the City Community Cost-Share Account.
  - 1.1.8 Submit requests for approval to modify the budget, deadline, deliverables, or other components of the Project to the City's Watershed Team Leader at least 30 business days prior to the desired date of execution of the modification.
  - 1.1.9 Acknowledge the District on any public advertisement or outreach efforts including all publications and signage related to the Project which shall include the following disclaimer:

*This project was funded in part or totally through the Northeast Ohio Regional Sewer District (NEORS D) Community Cost-Share Program in coordination with City, under the provisions of the NEORS D Regional Stormwater Management Program. The contents and views, including any opinions, findings, or conclusions or recommendations, contained in this publication are those of the authors and have not been subject to NEORS D review and may not necessarily reflect the views of NEORS D, and no official endorsement should be inferred.*
  - 1.1.10 Provide the District the opportunity to have design approval for any signage or public education and outreach efforts related to the Project.
  - 1.1.11 Permit the District to photograph the Project and to incorporate the Project into the District's overall public education and outreach efforts for stormwater management.
- 1.2 Failure to meet any of the requirements listed in Article 1.1 may result in termination of this Agreement and reimbursement of disbursed funds to the District.

**Article 2.0**    **District's Obligations**

- 2.1    The District agrees to perform as follows:
  - 2.1.1    Allocate \$170,644.00 to the City for the Project from the City's Community Cost-Share Account.
  - 2.1.2    Provide reimbursement of funds up to \$170,644.00 to the City within 60 days of receipt of a complete Request for Payment from the City, detailing costs related to the Project.
  - 2.1.3    Timely review and approval or disapproval of requests to modify the budget, deadline, deliverables, or other components of the Project.
  - 2.1.4    Acknowledge the City in presentations or publications related to the Project.

**Article 3.0**    **Dispute Resolution**

- 3.1    The Parties shall continue the performance of their obligations under this Agreement notwithstanding the existence of a dispute.
- 3.2    The Parties shall first try to resolve the dispute at the level of the designated representatives as follows:

<b>District Representative</b>	<b>City Representative</b>
Senior Watershed Team Leader	Housing and Community Development Director

If the Parties are unable to resolve the dispute at that level within ten (10) working days, the Parties shall escalate the dispute to the following level to resolve the dispute:

<b>District Representative</b>	<b>City Representative</b>
Director of Watershed Programs	Mayor

- 3.3    If the Parties remain unable to resolve the dispute within an additional ten (10) working days, the Parties shall proceed to mediation upon request by either party. The mediator shall review all documents and written statements, in order to accurately and effectively resolve the dispute. The mediator shall call a meeting between the Parties within ten (10) working days after mediator appointment, which meeting shall be attended by at least the respective representatives listed in paragraph 3.02 above. The Parties shall attempt in good faith to resolve the dispute. The Parties agree to follow the Uniform Mediation Act, Chapter 2710 of the Ohio Revised Code. The Parties shall share the cost of the mediator

equally.

- 3.4 Such mediation shall be non-binding between the Parties and, to the extent permitted by law, shall be kept confidential. If the dispute is resolved and settled through the mediation process, the decision will be implemented by a written agreement signed by both Parties. If the dispute is unable to be resolved through mediation, the Parties agree to submit the dispute to the appropriate jurisdiction as per Article 4, Remedies, below.

**Article 4 Remedies**

- 4.1 The Parties agree that, after exhausting the dispute resolution process outlined above, all claims, counter-claims, disputes and other matters in question between the Parties arising out of or relating to this Agreement, or the breach thereof, will be decided at law. This Agreement shall be governed by and interpreted according to the laws of the State of Ohio.

**Article 5 Counterpart Signatures**

- 5.1 This Agreement may be executed in counterparts, each of which shall be deemed to be an original, but which counterparts when taken together shall constitute one Agreement.

**Article 6 Governing Law**

- 6.1 The terms and provisions of this Agreement shall be construed under and governed by the laws of Ohio (to which all Parties hereto consent to venue and jurisdiction).

**Article 7 Disclaimer of Joint Venture**

- 7.1 This Agreement is not intended to create a joint venture, partnership or agency relationship between the Parties, and such joint venture, partnership, or agency relationship is specifically hereby disclaimed.

**Article 8 Authority to Execute**

- 8.1 Each person executing this Agreement represents and warrants that it is duly authorized to execute this Agreement by the party on whose behalf it is so executing.

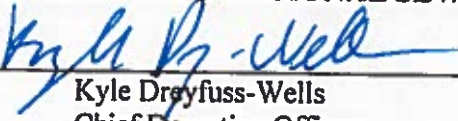
**Article 9 Exhibits**

The following exhibits are attached hereto and incorporated herein:


- Exhibit "A" – District Resolution
- Exhibit "B" – City Ordinance/Resolution
- Exhibit "C" – District-Approved Community Cost Share Application

The parties have executed this Agreement on the day and year first above written.


**NORTHEAST OHIO REGIONAL SEWER DISTRICT**

BY:   
Kyle Dreyfuss-Wells  
Chief Executive Officer

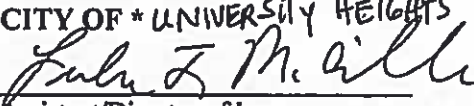
AND

BY:   
Darnell Brown, President  
Board of Trustees

**CITY OF UNIVERSITY HEIGHTS**

By:   
Title: MAYOR

The Legal Form and Correctness of this Instrument is hereby Approved:

CITY OF \* UNIVERSITY HEIGHTS  
  
Assistant/Director of Law

This Instrument Prepared By:  
Katarina K. Waag  
Assistant General Counsel  
Northeast Ohio Regional Sewer District

Each party agrees that this Agreement may be executed and distributed for signatures via email, and that the emailed signatures affixed by both parties to this Agreement shall have the same legal effect as if such signatures were in their originally written format.

# EXHIBIT A

NORTHEAST OHIO REGIONAL SEWER DISTRICT  
RESOLUTION NO. 114-13

-----  
Authorizing the Executive Director to enter into Regional Stormwater  
Management Program Community Cost-Share Program Agreements  
with Member Communities.  
-----

WHEREAS, the Code of Regulations of the Northeast Ohio Regional Sewer District, Title V – Stormwater Management Code Chapter 9 outlines the Community Cost-Share Program developed to provide funds to District Member Communities for construction, operation and maintenance activities of community-specific stormwater management projects; and

WHEREAS, under the Community Cost-Share Program, 25% of the annual collected stormwater revenue from each Member Community will be held by the District in a Community Cost-Share account, whereby Communities, with review and approval by the District, through specific applications outlining the community-specific stormwater work to be performed can access reimbursement of their funds; and

WHEREAS, the District is seeking authority to enter into Regional Stormwater Management Program Community Cost-Share Program Agreements with Member Communities for the purpose of detailing and memorializing responsibilities of the District and Member Communities under specific applications to the Community Cost-Share Program;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE NORTHEAST OHIO REGIONAL SEWER DISTRICT:


Section 1. That this Board finds that for the reasons stated in the preamble hereof it is in the best interests of the District to enter into Regional Stormwater Management Program Cost-Share Program Agreements with Member Communities to memorialize responsibilities of the District and Member Communities under specific applications to the Community Cost-Share Program.

Section 2. That this Board hereby authorizes the Executive Director to enter into Regional Stormwater Management Program Cost-Share Agreements with Member Communities to memorialize responsibilities of the District and Member Communities under specific applications to the Community Cost-Share Program under such terms and conditions that are satisfactory to the Director of Law and in the best interests of the District.

Section 3. That this Board authorizes the Executive Director to execute all documents and do all things necessary to effect the terms and conditions of the Stormwater Management Program Direct Billing Agreements with Member Communities.

Section 4. That this Board declares that all formal actions of the Board concerning and relating to the adoption of this resolution and that all deliberations of the Board and any of its committees that resulted in said formal action were conducted in meetings open to the public and in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On motion of Mayor Starr seconded by Mr. O'Malley, the foregoing resolution was unanimously adopted on May 16, 2013.

  
\_\_\_\_\_  
Sheila J. Kelly, Secretary  
Board of Trustees  
Northeast Ohio Regional Sewer District



# EXHIBIT B

RESOLUTION NO. 2019-60

INTRODUCED BY: MAYOR MICHAEL DYLAN BRENNAN

A RESOLUTION IN SUPPORT OF AN APPLICATION FOR A GRANT FROM THE NORTHEAST OHIO REGIONAL SEWER DISTRICT COMMUNITY COST-SHARE PROGRAM FOR A STORMWATER MANAGEMENT AND STREET BEAUTIFICATION PROJECT AT THE INTERSECTION OF WASHINGTON BOULEVARD, SILSBY ROAD, AND SAYBROOK ROAD (ON EMERGENCY).

WHEREAS, the Northeast Ohio Regional Sewer District has funding to award grants for eligible projects located in the City of University Heights that promote or implement the goals and objectives of the Northeast Ohio Regional Sewer District as set forth in Title V to minimize new flooding, erosion, and water quality problems; and

WHEREAS, the City of University Heights is eligible to apply for Community Cost-Share funding because the City is within the Northeast Ohio Regional Sewer District's service area; and

WHEREAS, the City of University Heights intends to submit a project proposal funding request that will reduce stormwater runoff volume and beautify the intersection of Washington Boulevard, Silsby Road, and Saybrook Road by removing asphalt in the intersection and replacing it with new curbs, sidewalks, grass, and planted bioswale; and

WHEREAS, the Community Cost-Share program requires no matching cash funds from the City of University Heights.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF UNIVERSITY HEIGHTS, OHIO, THAT:

Section 1. Authorization is given to Mayor Michael Dylan Brennan to submit this grant application to the Northeast Ohio Regional Sewer District for the Community Cost-Share Program and to execute a contract with the Northeast Ohio Regional Sewer District if selected for funding.

Section 2. It is hereby found and determined that all formal actions of the Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements.

Section 3. This resolution is declared to be an emergency measure necessary for the preservation of the public peace, safety, health and welfare of the citizens of the City of University Heights; such reason being that this resolution must be enacted in order to present the proposed project at a public meeting prior to submission of the required application documents. It shall therefore become effective upon its passage by the affirmative vote of not less than five (5) members of Council and approval of the Mayor; otherwise, it shall become effective at the earliest time allowed by law.

CITY OF UNIVERSITY HEIGHTS

[Signature of Michael Dylan Brennan]
Michael Dylan Brennan, Mayor

CERTIFICATION

I, Kelly M. Thomas, Clerk Of Council of the City of University Heights, Ohio, do hereby certify that the foregoing is a true and correct copy of Ordinance-Resolution No. 2019-60, passed by the Council of said City at its meeting held on October 7th, 2019.

IN WITNESS WHEREOF I have hereunto set my hand and affixed the seal of said City this 6th day of January, 2020

Passed: 10/07/2019

ATTEST:

[Signature of Kelly M. Thomas]
Kelly M. Thomas, Clerk of Council

APPROVED AS TO FORM:

[Signature of Luke McConville]
Luke McConville, Law Director

[Signature of Kelly M. Thomas]
Clerk of Council
City of University Heights

# EXHIBIT C

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**Community Cost-Share Program  
APPLICATION**

**Member Community Information**

**Community:** City of University Heights

**Primary Project Contact:** Patrick Grogan-Myers  
**(Name & Title)** Housing & Community Dev. Director

**Mailing Address:** 2300 Warrensville Center Road  
University Heights, OH 44118

**Phone Number:** (216) 932-7800, x202

**Email:** pgrogan@universityheights.com

**Project Information**

**Project Title:** Washington-Silsby Intersection Improve

**Address or Location of Project:** Latitude: 41.497775  
Longitude: -81.53825

**Project Start Date:** January 1, 2020

**Project End Date:** December 31, 2020

**Community Cost-Share Fund Request:** \$170,644

**Submission Date:** December 6, 2019



## **Project Narrative**

### **1) Project Summary (1,000 word maximum)**

Describe the Project and include the following information, as applicable:

- Describe the Project and deliverables; provide a map if applicable
- Submit a deliverable worksheet listing tasks and deliverables with start dates and end dates for the significant benchmarks.
- List permitting requirements necessary to initiate and complete project and how the requirements will be met.

The Washington-Silsby Intersection Improvement Project is located at the Intersection of Washington Boulevard, Silsby Road, and Saybrook Road in University Heights. This intersection is approximately 17,400 square feet of asphalt and concrete impervious surface and has excessively wide crosswalks that make the intersection unsafe for pedestrians, motorists, and bicyclists. The Project proposes to remove approximately 4,000 square feet of asphalt by bumping out the curbs and tightening up the intersection to make shorter crossings for pedestrians and make it easier for motorists to see pedestrians and other motorists entering the intersection. The asphalt removed to create the curb bump outs will be replaced by grass and bioswale. Maps of the current and proposed intersection are attached. Below is a proposed timeline for the Project to ensure that it moves forward in a timely manner:

#### **October/November 2019:**

- 1) City Council passed Resolution 2019-60 in Support of the Project and NEORSRD Community Cost-Share Application
- 2) Application and supporting documents are finalized

#### **December 2019:**

- 1) Application is submitted to NEORSRD for review
- 2) Answer any questions NEORSRD Staff have about the application
- 3) Receive funding award notice for Project

#### **January/February 2020:**

- 1) City Engineer's Office designs construction drawings and bid documents for Project; NEORSRD reviews drawings
- 2) City Staff develop dedicated webpage on City website to detail the project, the benefits of reducing stormwater runoff, photographs of the Project during construction, and links to information on how residents can reduce stormwater runoff at their own homes.

#### **March/April 2020:**

- 1) Project is bid out
- 2) Project is awarded

#### **May - August 2020:**

- 1) Project under construction
- 2) Throughout project construction, City Staff take photographs of the construction progress and update a Project webpage.

#### **August - December 2020:**

- 1) Project closeout, including payment of invoices and requesting reimbursement for project costs from NEORSRD



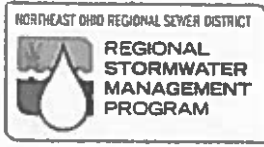
*Community Cost-Share Program  
Application*

**2) Ability to Provide Long Term Maintenance (500 word maximum)**

Describe the plans for long-term maintenance, addressing the following question:

- Who is responsible to provide on-going maintenance for the project and how will maintenance be ensured?
- Provide documentation of scheduled maintenance and operation for completed stormwater project(s).

The on-going maintenance for the Project will be the joint responsibility of the City's Service Department and the adjacent property owners. For those curb bump outs that are filled with bioswale, the City's Service Department will maintain the areas and make sure that they are clear of debris. The City's Service Department will maintain the streets around the curb bump outs per the City's regular maintenance schedule, including street sweeping, crack sealing, and patching. For those curb bump outs that are filled with grass, the adjacent property owner will be responsible for keeping the grass cut, consistent with current practice throughout the City.



*Community Cost-Share Program  
Application*

**3) Visibility and Public Outreach: (500 word maximum)**

Public outreach is required if appropriate for your project.

- What audiences will be exposed to this Project (neighbors, students, community groups, general public)?

Public outreach for the Project began with the City Council meeting on October 7, 2019. The Project was introduced at the public meeting of Council, and the information was made available on the City's website and on its YouTube page. Following the submission of the grant application to NEORSO for the Project, a letter to the adjacent neighbors will be sent out sharing the Project, the stormwater runoff reduction benefits of the project, and the proposed timeline for completion. A copy of the draft letter is attached to this application. This letter kicks off a wider campaign to continue educating the residents of University Heights about the benefits of capturing stormwater runoff at the source and reducing the runoff that makes its way to the storm sewers.

Additionally, throughout the Project, from grant award through construction and completion, updates will be posted to the dedicated webpage on the City's website ([www.universityheights.com/washington2020](http://www.universityheights.com/washington2020)) and to the City's social media. The strong webpage and social media presence is designed to expose the Project to the widest audience possible.



*Community Cost-Share Program  
Application*

**4) Budget Summary (500 words maximum)**

The Budget Summary and Project Budget (*see page 3*) represent the Community Cost-Share Project components exclusively. Include details on the provider of all services such as design, engineering, construction management and materials including specific material cost, equipment, and hourly rate.

If an engineer's estimate is included with the application, indicate which line items are included in the Community Cost-Share Project application.

The City's Engineer, Joe Ciuni of GPD Group, provided a Cost Estimate for the Project, which is attached to this application, and serves as the primary source of cost information for the Project Budget. The City Engineer estimates the project design to cost \$12,000, project construction to cost \$131,370, and recommends including a contingency of \$26,274 (20% of project cost). Additionally, there is included in the Project Budget 30 hours of in-house project management to ensure the project stays on schedule and meets City and NEORS requirements for reimbursement.





*Community Cost-Share Program  
Application*

**Vendor Registration**

Prior to submission, ensure that the Member Community is a registered vendor with the District. Vendor Registration can be done by accessing [http://www.neorsd.org/isupplier\\_homepage.php](http://www.neorsd.org/isupplier_homepage.php) and completing the New Vendor Registration. If unsure of the Member Community vendor status, by initiating the New Vendor Registration a message of active registration will appear if currently registered as a vendor.

**Project Budget**

Project Expenses	Community Cost-Share Expense	Line Item Description
Professional Services	\$ 12,000	City Engineer design cost
Personnel <i>(Member Community staff only)</i>	\$ 1,000	In-house project management (30 hours)
Subcontract	\$ 131,370	Project cost estimate per City Engineer
Equipment		
Materials		
Other	\$ 26,274	20% contingency recommended by City Engineer
<b>TOTAL</b>	<b>\$ 170,644</b>	


Current Conditions

Co. 64 Maps

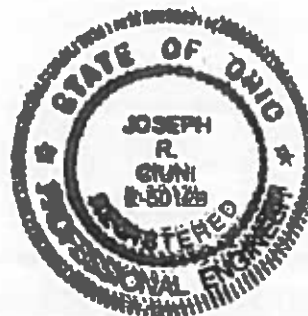


WASHINGTON BOULEVARD/SILSBY ROAD/SAYBROOK ROAD - INTERSECTION IMPROVEMENTS  
 CITY OF UNIVERSITY HEIGHTS  
 PRELIMINARY ESTIMATE OF PROBABLE CONSTRUCTION COST  
 10/11/2019

REF NO.	ITEM NUMBER	ITEM DESCRIPTION	UNIT	ESTIMATED QUANTITY	UNIT PRICE ESTIMATED DOLLARS   CTS	TOTAL PROJECT AMOUNT EST. DOLLARS   CTS
<b>ROADWAY</b>						
1	202	PAVEMENT REMOVED, INCLUDING SAWCUT	SF	500	\$ 12.00	\$ 9,800.00
2	202	PAVEMENT REMOVED (APRONS)	SF	410	\$ 4.00	\$ 1,640.00
3	202	WALK REMOVED	SF	730	\$ 4.00	\$ 2,920.00
4	202	CURB REMOVED	FT	590	\$ 5.00	\$ 2,950.00
5	202	CATCH BASIN REMOVED	EACH	1	\$ 500.00	\$ 500.00
6	203	EXCAVATION/EMBANKMENT	LUMP	1	\$ 5,000.00	\$ 5,000.00
7	608	4 INCH CONCRETE WALK, CLASS QC MS, FIBER REINFORCED	SF	2035	\$ 6.00	\$ 12,210.00
8	608	CURB RAMP	EACH	8	\$ 500.00	\$ 4,000.00
<b>ROADWAY SUBTOTAL =</b>						<b>\$ 38,820.00</b>
<b>EROSION CONTROL</b>						
8	801	BIORETENTION CELL	LUMP	1	\$ 20,000.00	\$ 20,000.00
9	859	SEEDING AND MULCHING	LUMP	1	\$ 2,000.00	\$ 2,000.00
10	832	EROSION CONTROL	LUMP	1	\$ 1,000.00	\$ 1,000.00
<b>EROSION CONTROL SUBTOTAL =</b>						<b>\$ 23,000.00</b>
<b>DRAINAGE</b>						
11	805	8 INCH SHALLOW PIPE UNDERDRAIN	FT	740	\$ 10.00	\$ 7,400.00
12	811	CATCH BASIN, CUYAHOGA COUNTY 3C	EACH	1	\$ 2,000.00	\$ 2,000.00
13	811	12 INCH CONDUIT, TYPE B	FT	10	\$ 100.00	\$ 1,000.00
<b>DRAINAGE SUBTOTAL =</b>						<b>\$ 10,400.00</b>
<b>PAVEMENT</b>						
14	255	FULL DEPTH PAVEMENT REPAIR	SY	170	\$ 85.00	\$ 14,450.00
15	451	FIBER REINFORCED CONCRETE APRON, CLASS QC MS, 6 INCH	SF	850	\$ 8.00	\$ 6,800.00
16	609	CURB, TYPE 6	FT	740	\$ 35.00	\$ 25,900.00
<b>PAVEMENT SUBTOTAL =</b>						<b>\$ 47,150.00</b>
<b>WATERWORKS</b>						
17	638	WATER VALVE ADJUSTED TO GRADE	EACH	2	\$ 500.00	\$ 1,000.00
<b>WATERWORKS SUBTOTAL =</b>						<b>\$ 1,000.00</b>
<b>MISCELLANEOUS</b>						
18	814	MAINTAINING TRAFFIC, AS PER PLAN	LUMP	1	\$ 5,000.00	\$ 5,000.00
19	842	PAVEMENT MARKINGS AND SIGNAGE	LUMP	1	\$ 5,000.00	\$ 5,000.00
20	SPECIAL	PROJECT DVD RECORDING	LUMP	1	\$ 1,000.00	\$ 1,000.00
<b>MISCELLANEOUS SUBTOTAL =</b>						<b>\$ 11,000.00</b>
<b>PROJECT SUBTOTAL =</b>						<b>\$ 131,370.00</b>
<b>20% OF SUBTOTAL (CONTINGENCY) =</b>						<b>\$ 26,274.00</b>
<b>ENGINEERING =</b>						<b>\$ 12,000.00</b>
<b>TOTAL ESTIMATED =</b>						<b>\$ 169,644.00</b>

  
 JOSEPH R. CIUNI, PE, PS, CITY ENGINEER

10/11/2019  
 DATE



In providing opinions of probable cost, the Client understands that the Consultant has no control over the cost or availability of labor, equipment or materials, or over market conditions or the Contractor's method of pricing, and that the Consultant's opinions of probable costs are made on the basis of the Consultant's professional judgement and experience. The Consultant makes no warranty, expressed or implied, that the bids or the negotiated cost of the Work will not vary from the Consultant's opinion of probable cost.

Mayor Michael Dylan Brennan  
mdb@universityheights.com  
216.932.7800 x222

December 6, 2019

NAME  
ADDRESS  
University Heights, OH 44118

**RE: Washington Boulevard, Silsby Road Intersection Improvements**

Dear NAME,

I am writing to inform you of a development the City has been working on since October. The City is proposing improvements to the intersection of Washington Boulevard and Silsby Road that will reduce the size of the intersection, the distance pedestrians must travel when using a crosswalk, and the amount of stormwater runoff flowing into our aging stormwater sewer system. A conceptual drawing of the intersection improvements is included with this letter. To help make this project a reality in 2020, the City is seeking grant funding from the Northeast Ohio Regional Sewer District (NEORS).

The proposed intersection improvements would remove approximately 4,000 square feet of asphalt by bumping out the curbs and tightening up the intersection to make shorter crossings for pedestrians and make it easier for motorists to see pedestrians and other motorists entering the intersection. The asphalt removed to create the curb bump outs would be replaced by grass and plantings that will capture rainwater rather than flowing into the storm sewers.

As you are one of the adjacent property owners to the intersection, I want you to be among the first to hear of this great project proposal, and avail myself and/or my staff to addressing any questions you may have.

If the City is awarded grant funding, we anticipate construction will commence in Spring 2020. Prior to any construction commencing, you would receive additional information about the construction timeline. You are also able to see project updates on the City's website at [www.universityheights.com/washington2020](http://www.universityheights.com/washington2020).

Sincerely yours,

Michael Dylan Brennan  
Mayor

MD8/pgm

**[FOR NEORS D USE]**

**CONTRACT NO.**

**NORTHEAST OHIO REGIONAL SEWER  
DISTRICT**

**WITH**

**CITY OF UNIVERSITY HEIGHTS**

**FOR**


**COMMUNITY COST-SHARE PROJECT:  
WASHINGTON-SILSBY INTERSECTION  
IMPROVEMENTS**

\_\_\_\_\_  
**Total Approximate Cost:                    \$170,644.00**  
\_\_\_\_\_

**CERTIFICATION**

It is hereby certified that the amount required to meet the contract, agreement, obligation, payment or expenditure, for the above, has been lawfully appropriated or authorized or directed for such purpose and is in the Treasury or in process of collection to the credit of the fund free from any obligation or certification now outstanding.

  
\_\_\_\_\_  
**CHIEF FINANCIAL OFFICER**

  
\_\_\_\_\_  
**Date**

The legal form and correctness of the within instrument are hereby approved.

  
\_\_\_\_\_  
**CHIEF LEGAL OFFICER**

  
\_\_\_\_\_  
**Date**