

ORDINANCE NO.	<u>2024-43</u>	FIRST READING	<u>APRIL 22, 2024</u>
		SECOND READING	<u>WAIVED</u>
INTRODUCED BY:	<u>CHRIS BERGER</u>	THIRD READING	<u>WAIVED</u>

**ORDINANCE RESCINDING CAPITAL PROJECT FUND –
BELL ROAD EAST RESERVE ITEM AND DECLARING AN
EMERGENCY.**

WHEREAS, by Ordinance No. 2022-50, Council for the Village of South Russell established, under Section 5705.13(C) of the Ohio Revised Code, the Capital Project Fund – Bell Road East Reserve Item for the purpose of construction and/or improvement of Bell Road East (a copy of Ordinance No. 2022-50 is hereby attached hereto and incorporated herein by reference as **Attachment 1**);

WHEREAS, the Capital Project Fund – Bell Road East Reserve Item was restricted and dedicated solely for the purpose of accumulating resources for the construction and/or improvement of Bell Road East in the amount of 500,000 over a two-year period of time;

WHEREAS, moneys were transferred into the Capital Project Fund – Bell Road East Reserve Item from the Income Tax Fund;

WHEREAS, the actual construction and/or improvement of Bell Road East is not going to occur within the two-year period of time within which the Capital Project Fund – Bell Road East Reserve Item was established; and

WHEREAS, pursuant to Section 5705.13(C) of the Ohio Revised Code, Council for the Village of South Russell desires to rescind the Capital Project Fund – Bell Road East Reserve Item in preparation of the Village of South Russell’s tax budget for fiscal year 2025 and return the remaining accumulated resources therein to the Income Tax Fund from which they came.

NOW THEREFORE, BE IT ORDAINED by the Council of the Village of South Russell, Geauga County, Ohio, that:

SECTION 1: Ordinance No. 2022-50 establishing the Capital Project Fund – Bell Road East Reserve Item, labeled as D12, is hereby rescinded.

SECTION 2: The Fiscal Officer is hereby authorized to close the Capital Project Fund – Bell Road East Reserve Item labeled D12 and deposit the remaining accumulated resources therein of \$498,254.08 to the fund from which the moneys came from; the Income Tax Fund labeled of the Village of South Russell.

SECTION 3. The Fiscal Officer is hereby directed to certify a copy of this Ordinance to the Geauga County Auditor.

SECTION 4. 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 on or after December 2, 1975, that resulted in formal action, were in meetings open to the public in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

SECTION 5: That this Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health and safety of the inhabitants of the Village and for the further reason to immediately transfer the funds back; wherefore, provided it receives the affirmative vote of at least two-thirds (2/3) of all members elected to Council, this Ordinance shall be in full force and effect from and immediately upon its passage by this Council and approval by the Mayor.



Mayor - President of Council

ATTEST:



Fiscal Officer

I certify that Ordinance No. 2024-43 was duly enacted on the ____ day of April 2024, by the Council of the Village of South Russell, and published in accordance with the Codified Ordinances of the Village.



Fiscal Officer

ORDINANCE NO.	2022-50	FIRST READING	June 13, 2022
		SECOND READING	Waived
INTRODUCED BY:	Dennis Galicki	THIRD READING	Waived

AN ORDINANCE REQUESTING THE ESTABLISHMENT OF A CAPITAL PROJECT FUND PURSUANT TO AND AS ALLOWED BY SECTION 5705.13(C) OF THE OHIO REVISED CODE FOR THE CONSTRUCTION AND IMPROVEMENT OF BELL ROAD EAST AND DECLARING AN EMERGENCY.

WHEREAS, it is the desire of the Council of the Village of South Russell that, pursuant to Section 5705.13(C) of the Ohio Revised Code, there be established within the appropriations of the Village of South Russell a Capital Project Fund, more fully described below, for the purpose of accumulating resources for the acquisition, construction, or improvement of fixed assets of the Village of South Russell, namely the construction and/or improvement of Bell Road east in the Village of South Russell;

WHEREAS, on May 20, 2022, the Village Engineer submitted to the Village of South Russell a report of the estimate quote for what it would cost to construct and/or improve Bell Road East from Chillicothe Road to the Newbury Township line to include the length of pavement, cost per measurement and an approximate date of when such construction and/or improvement could be completed, and such report is attached hereto and incorporated herein by reference as Exhibit A;

WHEREAS, it is the desire of Council of the Village of South Russell to establish “Capital Project Fund – Bell Road East Reserve Item” for the purpose of the construction and/or improvement of fixed assets as identified in Exhibit A. The Council of the Village of South Russell intends to accumulate \$500,000 over a two-year period of time. The source of money to accumulate said monies for the Capital Project Fund – Bell Road East Reserve Items is the Income Tax Fund;

WHEREAS, it is the desire of the Council of the Village of South Russell to authorize an initial transfer of \$500,000 from the Income Tax Fund to newly established Capital Project Fund – Bell Road East Reserve Item;

WHEREAS, money shall not be accumulated in the above referenced fund for more than two years after the date that this Ordinance establishing the fund is adopted; if the Village of South Russell has not entered into a contract for the construction and/or improvement of fixed assets for which money was accumulated in such fund before the end of the two year period, the Fiscal Officer of the Village of South Russell shall transfer all money in the fund to the fund or funds from which that money originally transferred or the fund that originally was intended to receive the money; and

WHEREAS, the Council of the Village of South Russell has the authority, by ordinance, to rescind the capital project fund established by this Ordinance; provided however, that if such capital project fund is rescinded, money accumulated in the fund shall be transferred to the fund or funds from which the money originally transferred.

NOW THEREFORE, be it ORDAINED by the Council of the Village of South Russell that:


SECTION 1. It is hereby requested that the Fiscal Officer of the Village of South Russell establish Capital Project Fund – Bell Road East Reserve Item as described above pursuant to and as permitted by Section 5705.13(C) of the Ohio Revised Code.

SECTION 2. It is hereby found and determined that all formal actions of this 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 on or after December 2, 1975, that resulted in formal actions, were in meetings open to the public in compliance with all legal requirements, including Section 121.22, Ohio Revised Code.


SECTION 3. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety, and welfare and for the further reason that this Ordinance must be immediately effective to enable the Village to begin reserving such funds in the Capital Project Fund – Bell Road East Reserve Item for the construction and/or improvement of Bell Road east needed by the Village; wherefore, provided it receives the affirmative vote of at least two-thirds (2/3) of all members elected to Council, this Ordinance shall be in full force and effect immediately upon its passage.


Mayor - President of Council

ATTEST:


Fiscal Officer

I certify that Ordinance No. 2022 - 50 was duly enacted on the 13th day of June, 2022, by the Council of the Village of South Russell, and posted in accordance with the Codified Ordinances of the Village.


Fiscal Officer



Village of South Russell

5205 Chillicothe Road
 South Russell, Ohio 44022
 440-338-6700 Fax 440-338-8776

May 20, 2022

Ms. Danielle Romanowski
 Fiscal Officer

**Re: Bell Road East Asphalt Paving
 Cost Estimate**

Ms. Romanowski:

The estimated total cost for the Bell Road East asphalt resurfacing project is \$1,498,400. The project scope includes resurfacing 11,300 feet of Bell Road from Chillicothe to the East Corp. Line. The work is scheduled for the 2024 calendar year. The improvement is necessary for continued maintenance of South Russell's streets. A detailed cost estimate is included for reference below.

Respectfully,
 Eric Haibach, P.E.
 Village Engineer

Bell Road East Roadway Repair

South Russell Village

Cost Estimate

5/20/2022

ITEM	QUANTITY	UNIT	UNIT PRICE	ITEM TOTAL
BONDS AND INSURANCES	1	LS	31,000.00	31,000.00
STORM CROSSINGS	2	EA	65,000.00	130,000.00
PAVEMENT REPAIR	4,897	SY	46.00	225,246.67
APRON TRANSITION	74	EA	300.00	22,200.00
PAVEMENT PLANING 2"	32,644	SY	5.75	187,705.56
SINGLE CHIP SEAL	32,644	SY	4.03	131,393.89
NON-TRACKING TACK COAT	4,897	GAL	3.45	16,893.50
ASPHALT CONCRETE SURFACE COURSE 1.75"	1,133	CY	316.25	358,465.47
ASPHALT CONCRETE INTERMEDIATE COURSE 0.25"	680	CY	281.75	191,616.09
MAINTAINING TRAFFIC	1	LS	50,000.00	50,000.00
ROADWAY STRIPING	1	LS	5,000.00	5,000.00
CONTINGENCY	1	LS	5,478.83	5,478.83
Construction Subtotal				\$1,355,000.00
Survey & Design				\$118,400.00
Construction Administration & Inspection				\$25,000.00
Project Total				\$1,498,400.00