

# *The Village of Northfield*

## REGULAR COUNCIL MEETING AGENDA

SEPTEMBER 22, 2021, 7:30 p.m.

10455 NORTHFIELD ROAD

NORTHFIELD, OHIO 44067

### **Call to Order; Roll Call**

**Approval of Minutes:** September 8, 2021 Regular Council Meeting

### **Remonstrances:**

#### **Reports of Municipal Officers:**

Jesse J. Nehez, Mayor

Finance Director, Jennifer Potvin

Brad Bryan, Law Director

Engineer, Dan Collins

#### **Department Heads:**

John Zolgus, Police Chief

Jason Buss, Fire Chief

Jason Walters, Service/Building Superintendent

#### **Reports of Municipal Boards and Commissions:**

Alan Hipps, Planning Commission

Mayor Nehez, Recreation Board

Mayor Nehez, Cemetery Board

#### **Reports of Standing Committees:**

Finance, Nick Magistrelli

Roads and Public Works, Jennifer Domzalski

Health and Welfare, Keith Czerr

Wages and Working Conditions, Gary Vojtush

Fire and Safety, Renell Noack

Buildings and Grounds, Alan Hipps

**Legislation:**

**Resolution No. 2021-37, An Emergency Resolution Granting Consent and Approval to the Director of the Ohio Department of Transportation to Do the Following on State Highways within the Village Corporate Limits: (1) Apply, Maintain, and Repair Standard Longitudinal Pavement Markings and Erect Regulatory Warning Signs; (2) Remove Snow and Ice and Use Snow and Ice Control Material; and (3) Perform Maintenance and/or Repairs; and Authorizing the Mayor to Enter into any Agreement for the Removal of Snow and Ice and Use of Snow and Ice Control Material and/or Certain Maintenance and/or Repairs (First Reading)**

**Old Business; New Business; Announcements**

**Executive Session (If Necessary)**

**Adjournment**

**VILLAGE OF NORTHFIELD RESOLUTION NO. 2021-37**  
**AN EMERGENCY RESOLUTION GRANTING CONSENT AND APPROVAL TO THE**  
**DIRECTOR OF THE OHIO DEPARTMENT OF TRANSPORTATION AUTHORITY TO**  
**DO THE FOLLOWING ON STATE HIGHWAYS WITHIN THE VILLAGE CORPORATE**  
**LIMITS: (1) APPLY, MAINTAIN, AND REPAIR STANDARD LONGITUDINAL**  
**PAVEMENT MARKINGS AND ERECT REGULATORY AND WARNING SIGNS; (2)**  
**REMOVE SNOW AND ICE AND USE SNOW AND ICE CONTROL MATERIAL; AND**  
**(3) PERFORM MAINTAINANCE AND/OR REPAIRS; AND AUTHORIZING THE**  
**MAYOR TO ENTER INTO ANY AGREEMENT FOR THE REMOVAL OF SNOW AND**  
**ICE AND USE OF SNOW AND ICE CONTROL MATERIAL AND/OR CERTAIN**  
**MAINTENANCE AND/OR REPAIRS**

WHEREAS, the Director of Transportation, under Section 5521.01 of the Ohio Revised Code, is authorized upon the request and approval of the legislative authority of the Village to maintain, repair, and apply standard longitudinal pavement marking lines and erect regulatory and warning signs, as defined in the manual adopted under Section 4511.09 of the Revised Code on any section of state highways within the corporate limits of a Village; and

WHEREAS, the Director of Transportation, under Section 5501.41 of the Ohio Revised Code, may, upon consent of the legislative authority of the Village, remove snow and ice and use snow and ice control material on state highways within the corporate limits of a Village pursuant to a written agreement to be entered into between the Village and Ohio Department of Transportation ("ODOT"); and

WHEREAS, the Director of Transportation, under Section 5511.01 of the Ohio Revised Code, may, upon consent of the legislative authority of the Village, perform maintenance and/or repairs on the state highways within the corporate limits of a Village pursuant to a written agreement to be entered into between the Village and ODOT; and

WHEREAS, a portion of State Rt. 8 lies within the corporate limits of the Village of Northfield, Summit County, and State of Ohio; and

WHEREAS, the work proposed to be authorized under this resolution shall be restricted to the application, maintenance, and repair of standard longitudinal pavement marking lines and the erection of regulatory and warning signs, and may include, if an agreement is entered into, the removal of snow and ice and the use of snow and ice control material on state highways within the corporate limits of the Village but shall not include the removal of snow and ice and the use of snow and ice material on driveways, parking areas, and intersecting roads and streets, and may include, if an agreement is entered into, the maintenance and repair of the state highways within the corporate limits of the Village; and

WHEREAS, this resolution shall not relieve or discharge the Village from responsibility for emergency repair of signs installed by the Department of Transportation; and

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WHEREAS, this resolution shall not relieve or discharge the Village from any claim or claims of any nature arising from, or growing out of, the work by the Department of Transportation on said highways in the Village, and the Village shall save the State of Ohio harmless from any and all such claims; and

WHEREAS, this resolution is not intended to and shall not supersede any section of the Ohio Revised Code pertaining to the responsibilities of the Village and Department of Transportation regarding any other maintenance and repair.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Northfield, County of Summit, and State of Ohio:

SECTION 1. That Council hereby declares it to be in the public interest that the consent of the Village be and is hereby given to ODOT for said Department to apply standard longitudinal pavement markings and erect regulatory and warning signs on said state highways in accordance with ODOT's standard practices.

SECTION 2. That Council hereby declares it to be in the public interest that the consent of the Village be and is hereby given to ODOT, if an agreement is entered into, for said Department to remove snow and ice and use snow and ice control material on any state highways listed in the agreement in accordance with ODOT's standard practices.

SECTION 3. That Council hereby declares it to be in the public interest that the consent of the Village be and is hereby given to ODOT, if an agreement is entered into, for said Department to perform certain maintenance and/or repairs on any state highways listed in the agreement in accordance with ODOT's standard practices.

SECTION 4. That the Village of Northfield Mayor is authorized to enter into any agreement with ODOT for the removal of snow and ice and use of snow and ice control material on said state highways within the corporate limits of the Village and any agreement with ODOT for certain maintenance and/or repair of the state highways within the corporate limits of the Village.

SECTION 5. That the Clerk of Council is hereby directed to furnish the Director of Transportation with a certified copy of this resolution immediately upon execution.

SECTION 6. That all formal actions of this Council concerning and relating to the deliberation and adoption of this Resolution were taken in an open meeting of this Council or any of its committees and/or were in compliance with all legal requirements.

SECTION 7. That this Resolution is hereby declared to be an emergency measure necessary for the public peace, health and welfare of the residents of the Village of Northfield, for the reason that the within Resolution is necessary in order for ODOT to provide the within services to the Village, and that this Resolution shall take immediate effect upon its signature by the Mayor, or upon the expiration of time within which it may be disapproved by the Mayor, or upon its passage after its disapproval by the Mayor, as the case may be, pursuant to Village of Northfield Charter Section 4.11.

IN WITNESS WHEREOF, we have hereunto set our hands this \_\_\_\_\_ day of \_\_\_\_\_, 2021.

\_\_\_\_\_  
Jennifer Domzalski, Pres. Pro-Tem of Council

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Jesse J. Nehez, Mayor

Approved as to Legal Form.

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Bradric T. Bryan, Director of Law

I, Jennifer Potvin, Clerk of Council of the Village of Northfield, Summit County, Ohio, do hereby certify that the foregoing Resolution was duly and regularly passed by Council at a meeting held on the \_\_\_\_\_ day of \_\_\_\_\_, 2021.

\_\_\_\_\_  
Jennifer Potvin, Clerk of Council