

RECORD OF ORDINANCES

GOVERNMENT FORMS & SUPPLIES 844-224-3338 FORM NO. 30043

Ordinance No. 20-2026

Passed February 2nd, 2026

AN ORDINANCE RATIFYING THE VILLAGE ADMINISTRATOR PREPARING AND SUBMITTING AN APPLICATION TO THE STARK COUNTY REGIONAL PLANNING COMMISSION FOR A SCATS COMMUNITY TRANSPORTATION PLANNING GRANT FOR A DRAINAGE STUDY OF THE ROUTE 93 UNDERPASS, INCLUDING THE PORTIONS OF ROUTE 93 THAT CONTRIBUTE STORMWATER TO THE UNDERPASS, AND TO EXECUTE CONTRACTS AS REQUIRED, AND DECLARING AN EMERGENCY

WHEREAS, the Stark County Regional Planning Commission (SCRPC) through the Stark County Area Transportation Study (SCATS) Program has grants available for various purposes, and

WHEREAS, the Village of Brewster applied for and received Stark County Area Transportation Study (SCATS) grant for the study of drainage on Route 93 in the underpass, and those areas of Route 93 that contribute to the drainage that contributes to the underpass on Route 93 flooding, and

WHEREAS, SCATS met on October 27, 2025 and approved the Village's request for a storm drainage study for Wabash/Underpass, and

WHEREAS, after advertising for engineering firms to respond to a request for letters of interest to complete the Underpass Storm Water Study, SCATS completed an evaluation of the letters of interest, with ms consultants, Inc. being the highest rated responding engineering firm, and

WHEREAS, SCATS then initiated negotiations with ms consultants, Inc. and as a result of those negotiations agreed on a scope and fee for the Underpass Storm Water Study, and

WHEREAS, the negotiated fee between SCATS and ms consultants, Inc. is \$29,921, and

WHEREAS, the SCRPC is slated to meet February 3rd, 2026 to approve an agreement with Brewster for the ms consultants, Inc. for the Underpass Storm Water Study as set forth in the ms consultants, Inc. proposal, and

WHEREAS, the grant that the Village of Brewster received from the SCRPC via SCATS requires that Brewster provide a 10% match. with the agreed fee being \$29,921, that means Brewster is responsible for up to \$2,992.10, and

WHEREAS, the Clerk-Treasurer has checked, and the Village is able to use State Highway Funds for its share of the Underpass Storm Water Study, and

WHEREAS, time is of the essence, as it may be possible to have the Underpass Storm Water Study completed in time to have engineering plans developed and an OPWC Application completed in time for a 2026 submission.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF BREWSTER, THAT:

SECTION 1: That the application that the Brewster Village Administrator is hereby ratified.

SECTION 2: That the Village Administrator is authorized to execute any contracts applicable to the grant.

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SECTION 3: That Brewster Village Council does agree to obligate the Village for matching funds of 10% of the costs, up to \$2,992.10 for the Village portion of the Underpass Storm Water Study from State Highway Funds.

SECTION 4: That it is FOUND and DETERMINED that all formal actions of this Council concerning and relating to the adoption of this Ordinance were resolved in an open meeting of this Council and all deliberations of this Council and of any of its committees that resulted in such formal actions were in meetings open to the public in compliance with all legal requirements, including Section 121. 22 of the Ohio Revised Code.

SECTION 5: This ordinance is an emergency so that the Underpass Storm Water Study can be completed at the earliest possible point so that it may be possible to have the Underpass Storm Water Study completed in time to have engineering plans developed and an OPWC Application completed in time for a 2026 submission. This ordinance shall be in effect at the earliest date provided by law.

Charles Hawk

Mayor Charles Hawk

ATTEST:

K. Kris King

Village Clerk Treasurer K. Kris King

CERTIFICATE

I, K. Kris King, hereby certify that the above is a true copy of an ordinance passed at a regular meeting of the Brewster Village Council held on February 2, 2026.

K. Kris King

Clerk K. Kris King

I, K. Kris King, Clerk of the Council of the Village of Brewster, State of Ohio, do hereby certify that there is no newspaper printed in said municipality and that publication of the foregoing ordinance was duly made by posting true copies thereof at five of the most public places in said corporation as determined by Council as follows: Office of Brewster Utilities, Brewster Barber Shop, Brewster Federal Credit Union, Post Office and Brewster Laundromat

K. Kris King

Clerk K. Kris King