

**COUNCIL OF THE
VILLAGE OF HIGHLAND HILLS**

ORDINANCE NO. 2026-35

For the September 16, 2026
Council Meeting

Introduced by: Mayor Michael L. Booker
Supported by:

**AN ORDINANCE ENACTED BY THE VILLAGE OF HIGHLAND HILLS,
CUYAHOGA COUNTY, OHIO, HEREINAFTER REFERRED TO AS THE LOCAL
PUBLIC AGENCY (LPA), IN THE MATTER OF THE VILLAGE OF HIGHLAND
HILLS OPTING TO PARTICIPATE OR OPT IN TO RESURFACE CHAGRIN BLVD
(US-422) FROM THE CITY OF BEACHWOOD WEST CORPORATION LINE TO
RICHMOND ROAD IN THE CITY OF BEACHWOOD AND THE VILLAGE OF
HIGHLAND HILLS IN CUYAHOGA COUNTY AND TO AUTHORIZE CONSENT FOR
SAID PROGRAM, AND DECLARING AN EMERGENCY.**

WHEREAS: the STATE OF OHIO, DEPARTMENT OF TRANSPORTATION (ODOT OR STATE) has determined the need for the following described project:

Resurface Chagrin Blvd (US-422) from the City of Beachwood West Corporation Line to Richmond Road in the City of Beachwood and the Village of Highland Hills in Cuyahoga County. Includes pavement base repairs, catch basin repair, curb repair, ADA curb ramps, and pavement markings, and

WHEREAS: This Council hereby approves the project and hereby authorizes consent for the project pursuant to this legislation.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF HIGHLAND HILLS, OHIO:

SECTION I – Project Description

The project is described further as follows:

Resurface Chagrin Blvd (US-422) from the City of Beachwood West Corporation Line to Richmond Road in the City of Beachwood and the Village of Highland Hills in Cuyahoga County. Includes pavement base repairs, catch basin repair, curb repair, ADA curb ramps, and pavement markings.

SECTION II – Consent Statement

Being in the public interest, the LPA gives consent to the Director of Transportation to complete the above described project as detailed in the LPA-ODOT-Let Agreement entered into between the parties, if applicable.

SECTION III – Cooperation Statement

The LPA shall cooperate with the Director of Transportation in the development and construction of the above described project and shall enter into an LPA Federal ODOT Let Project Agreement, if applicable, as well as any other agreements necessary to develop and construct the Project. *The State shall assume and bear 100% of all of the costs of the improvement.*

The LPA agrees to pay 100% of the cost of those features requested by the LPA which are determined by the State and Federal Highway Administration to be unnecessary for the Project.

SECTION IV Authority to Sign

The LPA hereby authorizes Mayor Michael L. Booker and Council President Cassandra Pride of said Village of Highland Hills to enter into and execute contracts with the Director of Transportation which are necessary to develop plans for and to complete the above-described project; and to execute contracts with ODOT pre-qualified consultants for the preliminary engineering phase of the Project.

Upon request of ODOT, the LPA by and through its authorized officers is also empowered to execute any appropriate documents to affect the assignment of all rights, title, and interests of the Village of Highland Hills to ODOT arising from any (LPA) agreement with its consultant in order to allow ODOT to direct additional or corrective work, recover damages due to errors or omissions, and to exercise all other contractual rights and remedies afforded by law or equity.

SECTION V – Utilities and Right-of-Way Statement

The LPA agrees that all right-of-way required for the described project will be acquired and/or made available in accordance with current State and Federal regulations. The LPA also understands that right-of-way costs include eligible utility costs. The LPA agrees that all utility accommodation, relocation and reimbursement will comply with the current provisions of 23 CFR 645 and the ODOT Utilities Manual.

SECTION VI – Maintenance

Upon completion of the Project, and unless otherwise agreed, the LPA shall: (1) provide adequate maintenance for the Project in accordance with all applicable State and Federal law, including, but not limited to, Title 23, U.S.C., Section 116; (2) provide ample financial provisions, as necessary, for the maintenance of the Project; (3) maintain the right-of-way, keeping it free of obstructions; and (4) hold said right-of-way inviolate for public highway purposes.

SECTION VII-Emergency measure

Council finds and determines that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an orderly meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such 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. This Ordinance is declared to be an emergency measure necessary to provide for the immediate preservation of the public peace, health, safety and welfare of the inhabitants of the Village of Highland Hills, and for the reason that it is necessary to re-align appropriations in accordance with Ohio law and provided it receives the affirmative vote of two-thirds (2/3) of all members elected to Council, it shall take effect and be in force from and after the earliest period allowed by law.

Passed in Council this 16th day of September, 2026.

First Reading ☒ Second Reading _____ Third Reading _____

Vote: Pride ☒ yea ___ nay _____ Greene ☒ yea ___ nay _____ Mills ☒ yea ___ nay _____

McManus ☒ yea ___ nay _____ Wright ☒ yea ___ nay _____

Cassandra Pride

Cassandra Pride
President of Council

9/16/26
Date

Attest: Margaret Sikon
Margaret Sikon, Clerk of Council

9/16/26
Date

Filed with the Mayor: ☒ _____

9/22/26
Date

Approved By: M-LB
Michael L. Booker, Mayor

9/22/26
Date

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**CERTIFICATE OF COPY
STATE OF OHIO**

Village of Highland Hills of Cuyahoga County, Ohio
(LPA)

I, Margaret Sikon, as Clerk of the Council of the Village of Highland Hills, Cuyahoga County, Ohio, do hereby certify that the foregoing is a true and correct copy of Ordinance No. 2026-35, adopted by the legislative Authority of the said LPA on the 16th day of September, 2026.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal, if applicable, this 16th day of September, 2026.



SEAL (Clerk)
Village of Highland Hills of Cuyahoga County, Ohio
(LPA)

(If the LPA is designated as a City then the "City Seal" is required. If no Seal, then a letter stating "No Seal is required to accompany the executed legislation.")