

**CITY OF ENGLEWOOD
IN
MONTGOMERY COUNTY, OHIO**

RESOLUTION: 02-26

PASSED: JANUARY 13, 2026

A RESOLUTION: ESTABLISHING A GEOGRAPHIC AREA, DECLARING THE NECESSITY OF CONSTRUCTING OR REPAIRING SIDEWALKS, CURBS AND DRIVEWAY APPROACHES, AND AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT WITH COATE CONSTRUCTION, LLC, APPROVING THE 2026 SIDEWALK, CURB, AND DRIVE APPROACH REPLACEMENT PROGRAM

WHEREAS, the City has a documented, established policy for requiring property owners to properly maintain sidewalks, curbing, and drive approaches on or abutting their properties, the application of said policy occurring by way of a “Sidewalk Program”; and

WHEREAS, the City’s policy of requiring property owner responsibility for sidewalk, curbing, and drive approach maintenance comports with State law; and

WHEREAS, the City will inspect sidewalks, curbing, and drive approaches in said geographic areas, to determine deficiencies as well as notify property owners of same; and

WHEREAS, the City can reasonably anticipate that not all sidewalks, curbing, and drive approaches identified as defective will be privately repaired; and

WHEREAS, defective sidewalks, curbing, and drive approaches may pose a danger to the public welfare and may negatively impact property values; and

WHEREAS, Englewood has pursued a citywide sidewalk, curbing and driveway apron maintenance program, has duly passed authorizing legislation for such program year after year, and has supplied affected property owners with notification of responsibilities and options pursuant to inspections of their property; and

WHEREAS, bids from 8 contractors for work identified by the year 2025 Sidewalk Program were solicited by advertisement on the City’s website and by other means, and were opened and read aloud on February 5, 2025; and

WHEREAS, the contractor, Coate Construction, LLC, awarded a contract for year 2025 sidewalk program repairs agreed to hold the same price for year 2026, in accordance with provisions of Section 232.10(m), Purchasing Contract Renewals, of the Englewood Codified Ordinances.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF
ENGLEWOOD, COUNTY OF MONTGOMERY, STATE OF OHIO, AS FOLLOWS:**

SECTION I That the geographic area for the 2026 Sidewalk Program be that area of the City of Englewood lying south of Interstate 70.

SECTION II That inspection of Sidewalk Program defects be herewith authorized to be accomplished by city staff charged with identifying and marking for replacement those sidewalk, curb, and drive approach items within the public right-of-way deemed not to meet the standard of serviceable condition.

SECTION III That it is necessary to construct and/or repair certain sidewalks, curbing, and drive approaches in this geographic area.

SECTION IV That property owners abutting areas designated for repair have been afforded proper specifications for the work required and will have been provided with sufficient time to effect repairs.

SECTION V That the City Manager, or his designee, be authorized to enter into a contract with Coate Construction, LLC to perform identified sidewalk, curbing, and drive approach repairs, for the ultimate purposes, as soon as possible, of the City effecting such repairs on those properties for which private action will not have been taken in the time provided by official notification, and to assess the costs for same upon abutting properties.

SECTION VI That the City Manager be hereby authorized to enter into a contract with Coate Construction, LLC, at a cost for work specified not to exceed Three-HUNDRED FIFTY THOUSAND DOLLARS (\$350,000), to construct sidewalk, curbing and driveway apron repairs pursuant to the approved maintenance program for same established by Englewood.

SECTION VII That any additional work related to like items of construction be limited to the unit prices supporting the lowest qualified bid submitted by Coate Construction, LLC.

SECTION VIII It is hereby found and determined that all formal actions of this council concerning and relating to the passage of this resolution were taken in open meetings of this council, and that all deliberations of this council, and of any committees that resulted in such formal actions, were in meetings open to the public, in compliance with all legal requirements.

SECTION IX That this resolution shall be in full force and effect at the earliest date allowed by law.

PASSED THIS 13TH DAY OF JANUARY 2026.

Cathy McGrail, Mayor
Cathy McGrail, Mayor

ATTEST:

Marla Goodrich
Marla Goodrich, Clerk of Council

C E R T I F I C A T E

I, Marla Goodrich, Clerk of Council of the City of Englewood, Montgomery County, Ohio, do hereby certify the foregoing is a true and correct copy from the *Record of Proceedings* of said City. WITNESS my signature this 13th day of January 2026.

Marla Goodrich
Marla Goodrich, Clerk of Council

CERTIFICATE OF POSTING

I, Marla Goodrich, Clerk of Council of the City of Englewood, Montgomery County, Ohio, do hereby certify publication of the foregoing RESOLUTION was made as designated by Sections 224.01 and 224.02 of the Englewood Code.

Marla Goodrich
Marla Goodrich, Clerk of Council