

CITY OF VANDALIA
MONTGOMERY COUNTY, OHIO
RESOLUTION 13-R-31

A RESOLUTION TO APPROVE THE PRELIMINARY LEGISLATION FOR THE STATE OF OHIO'S PROJECT DESCRIBED AS PID # 93247, MOT NATIONAL ROAD PH. 6, WITHIN THE CITY OF VANDALIA, MONTGOMERY COUNTY, OHIO

WHEREAS, the City and State have identified the need for a project described as PID #93247, MOT National Road Ph. 6, within the City of Vandalia, Montgomery Ohio; and

WHEREAS, the State of Ohio has identified the project as follows: The replacement of sidewalk, aprons and treelawn area will be filled with pavers on the south side only. Decorative lights will be installed on both the north and south side of the street on West National Road from Long Street to Helke Road. Said project is further identified as

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF VANDALIA, MONTGOMERY COUNTY, OHIO THAT:

Section 1. Being in the public interest, the City gives consent to the Director of Transportation to complete the above-described project.

Section 2. The City shall cooperate with the Director of Transportation in the above-described project as follows: (a) The City agrees to assume and bear 100% of the entire cost of the improvement, less the amount of Federal-aid and State funds set aside by the Director of Transportation for the financing of this improvement from funds allocated by the Federal Highway Administration, U.S. Department of Transportation; and further, the City agrees to assume and bear 100% of the cost of Preliminary Engineering and Right-of-Way, excluding in-house preliminary engineering and Right-of-Way charges incurred by the State; and (b) In addition, the City also agrees to assume and bear 100% of the cost of any construction items requested by the City on the entire improvement, which are not necessary for the improvement, as determined by the State and Federal Highway Administration.

Section 3. The City agrees that all right-of-way (if applicable) required for the described project will be acquired and/or made available in accordance with current State and Federal regulations. The City also understands that right-of-way costs include eligible utility costs.

Section 4. The City agrees that any required utility accommodations, relocations and reimbursements will comply with the current provisions of 23 CFR 645 and the ODOT Utilities Manual.

Section 5. Upon completion of the Project, and unless otherwise agreed, the City 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 6. The City Manager of said City of Vandalia is hereby empowered on behalf of the City of Vandalia to enter into contracts with the Director of Transportation necessary to complete the above described project.

Section 7. This Resolution shall become effective upon passage.

Passed this 17th day of June, 2013.

APPROVED:

Arlene Setzer, Mayor

ATTEST:

Robert Anderson, City Manager

CERTIFICATE OF COPY
STATE OF OHIO

The City of Vandalia, Montgomery County, Ohio

I, Robert Anderson, as Clerk of the City of Vandalia, Ohio, do hereby certify that the foregoing is a true and correct copy of Resolution adopted by the legislative Authority of the said City of Vandalia on the 17 day of June, 2013, that the publication of such Resolution has been made and certified of record according to law: that no proceedings looking to a referendum upon such Resolution have been taken; and that such Resolution certified of publication thereof are of record in Resolution Record No. 13-R-31, Page N/A

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal, if applicable, this 18 day of June, 2013.

SEAL
(REQUIRED, or letter stating No Seal)

Clerk
City of Vandalia, Ohio.

The foregoing is accepted as a basis for proceeding with the project herein described.
For the City of Vandalia, Ohio

Attest: _____, Date 6/18/2013
Contractual Officer

For the State of Ohio

Attest: _____, Date _____
Director, Ohio Department of Transportation