

CITY OF VANDALIA
MONTGOMERY COUNTY, OHIO
RESOLUTION 12-R-02

A RESOLUTION AUTHORIZING THE CITY MANAGER TO PROCEED WITH THE NORTH DIXIE PHASE 3B PROJECT CONSISTING OF RECONSTRUCTION OF APPROXIMATELY 0.20 MILES OF FIVE LANE UNDIVIDED URBAN EXPRESSWAY ON AN EXISTING HORIZONTAL ALIGNMENT AND A NEW VERTICAL ALIGNMENT AND ACCOMPANYING APPURTENANCES WITHIN THE CITY OF VANDALIA

The following Final Resolution enacted by the City of **Vandalia**, Ohio, hereinafter referred to as the Legislative Authority/Local Public Agency or "LPA", in the matter of the stated described project.

WHEREAS, on **12th day of June, 2006**, the LPA enacted legislation proposing cooperation with the Director of Transportation for the described project:

The project consists of the reconstruction of approximately 0.20 miles of five lane undivided urban expressway on an existing horizontal alignment and a new vertical alignment. The highway has a south-north orientation beginning 0.20 miles south of Benchwood Road and ending at the intersection of North Dixie and Benchwood Roads, lying within the City of Vandalia; and

WHEREAS, the LPA shall cooperate with the Director of Transportation in the above described project as follows:

The City agrees to assume and bear one hundred percent (100%) of the entire cost of the improvement, less the amount of Federal-aid MVRPC 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 one hundred percent (100%) of the cost of Preliminary Engineering and Right-ofWay, excluding in-house preliminary engineering and Right-of-way charges incurred by the State.

The share of the cost of the LPA is now estimated in the amount of **Six Hundred Ninety One Thousand Eight Hundred Eighty Seven and 00/100 Dollars (\$691,887.00)** less Ohio Public Work Commission Grant (CDW0100 in the amount of **Two Hundred Ninety Two Thousand Two Hundred Fifteen and 00/100 Dollars (\$292,215.00)** leaving the balance due in the amount of **Three Hundred Ninety Nine Thousand Six Hundred Seventy Two and 00/100 Dollars, (\$399,672.00)**, but said estimated amount is to be adjusted in order that the LPA's ultimate share of said improvement shall correspond with said percentages of actual costs when said actual costs are determined; and

WHEREAS, the Director of Transportation has approved said legislation proposing cooperation and has caused to be made plans and specifications and an estimate of cost and expense for improving the above described highway and has transmitted copies of the same to this legislative authority; and

WHEREAS, The LPA desires the Director of Transportation to proceed with the aforesaid highway improvement.

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

Section 1. The estimated sum of **Three Hundred Ninety Nine Thousand Six Hundred Seventy Two and 00/100 Dollars (\$399,672.00)** is hereby appropriated for the improvement described above and the fiscal officer is hereby authorized and directed to issue an order on the treasurer for said sum upon the requisition of the Director of Transportation to pay the cost and expense of said improvement. We hereby agree to assume in the first instance, the share of the cost and expense over and above the amount to be paid from **Federal** funds.

Section 2. The LPA hereby requests the Director of Transportation to proceed with the aforesaid highway improvement.

Section 3. The LPA enter into a contract with the State, and that **City Manager** be, and is hereby authorized to execute said contract, providing for the payment of the LPA the sum of money set forth herein above for improving the described project.

Section 4. The LPA transmit to the Director of Transportation a fully executed copy of this Resolution.

Passed this 17th day of January, 2012.

APPROVED:

Arlene J. Setzer, Mayor

ATTEST:

Robert L. Anderson
Clerk of Council

This is to certify that we have compared the foregoing copy of Resolution with the original record thereof, found in the record of the proceedings of the LPA, and which Resolution was duly passed by the LPA on the 17th day of January, 2012, and that the same is a true and correct copy of the record of said Resolution and the action of said LPA thereon.

We further certify that said Resolution and the action of said LPA thereon is recorded in the journal of said LPA in Volume 11, and under the date of January 17, 2012.

Legislative Authority of the
City of **Vandalia**

SEAL
(If Applicable)

Robert L. Anderson, City Manager

Sue Hafer, Deputy Clerk of Council