

RESOLUTION 52 - 08

A RESOLUTION PROVIDING FOR COOPERATION BETWEEN THE CITY OF ORRVILLE AND ODOT TO PERFORM PAVEMENT REPAIRS AND RESURFACING OF STATE ROUTE 57 FROM WAY-057-02.19 (ORRVILLE SOUTH CORP) TO WAY-057-03.27 (ORR STREET), AND DECLARING AN EMERGENCY.

The following Resolution enacted by the City of Orrville of Wayne County, Ohio, hereinafter referred to as the City, in the matter of the stated described project.

SECTION I - Project Description

WHEREAS, the State has identified the need for the described project:

The purpose of the project is to perform pavement repairs and the resurfacing of a portion of State Route 57, specifically, WAY -057-02.19 (Orrville South Corp) to WAY-057-03.27 (Orr Street)

With construction anticipated to begin in the Spring of 2009.

NOW THEREFORE, be it ordained by the *City of Orrville of Wayne County, Ohio.*

SECTION II - Consent Statement

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

SECTION III - Cooperation Statement

The City shall cooperate with the Director of Transportation in the above-described project as follows:

- 1) *ODOT agrees to assume and bear one hundred percent (100%) of the preliminary engineering costs, and environmental studies costs;*
- 2) *ODOT agrees to assume and bear eighty percent (80%) of the roadway construction and construction engineering costs, for the project;*
- 3) *The City agrees to assume and bear twenty percent (20%) of the roadway*

construction and construction engineering costs, for the project;

- 4) *ODOT and the City agree that the following roadway construction items are eligible for 80%ODOT/20%City funding: Pavement planing, asphalt overlay, treatment of shoulder, signal loop detectors, height adjustment to existing guardrail, pavement markings, temporary and fast dry, adjustments to catch basins, man holes, valve boxes, etc, Mailbox supports & approaches and Work zone signs;*
- 5) *ODOT agrees to assume and bear one hundred percent (100%) of the bridge related costs; and*

SECTION III - Cooperation Statement continued.

- 6) *The City further agrees to pay One Hundred Percent (100%) of the cost of the following construction items, Pavement repair partial & full depth Curbs, curb ramps, sidewalks, City owned signs, Guardrail- replacement of existing & required new locations, and those items requested by the City which are determined to be unnecessary by the State or Federal Highway Administration for the intent of this project.*

SECTION IV - Maintenance

Upon completion of the described Project, and unless otherwise agreed, the City shall:

- 1) provide adequate maintenance for the described Project in accordance with all applicable state and federal law;
- 2) provide ample financial provisions, as necessary, for the maintenance of the described project;
- 3) maintain the right-of-way, keeping it free of obstructions; and hold said right-of-way inviolate for public highway purposes.

SECTION V – Utilities and Right-of-Way Statement

The City agrees to be responsible for all utility accommodation, relocation, and reimbursement and agrees that all such accommodations, relocations, and reimbursements shall comply with the current provisions of 23 CFR 645 and the ODOT Utilities Manual

SECTION VI – Declaration of Emergency

That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the City of Orrville, and for the further reason that it will expedite this highway project; therefore, this Resolution shall be in full force and effect immediately after its passage and approval by the Mayor.

Passed: _____, 2008.

President of Council

Attest:

Clerk of Council

Approved:

Mayor

Date_____

PID No. 79489
Project Name WAY SR 0057 02.19

**CERTIFICATE OF COPY
STATE OF OHIO**

City of Orrville of Wayne County, Ohio

I, _____, as Clerk of the *City of Orrville* of *Wayne County*, 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 Orrville* on this ____ day of _____, 2008, 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 and certificate of publication thereof are of record in _____, Page _____.

(Ordinance/Resolution)

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal, if applicable, this ____ day of _____, 2008,

(SEAL)
(If Applicable)

Clerk Signature
City of Orrville of *Wayne County*, Ohio.

The foregoing is accepted as a basis for proceeding with the project herein described.

For the City of Orrville of Wayne County, Ohio

Attest: _____, Date _____

Contractual Officer

For the State of Ohio

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