

RECORD OF RESOLUTIONS

Resolution No. 32-2022

Passed: November 22, 2022

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION TO REPAIR BRIDGE EROSION ISSUES ON IR-75 OVER HOLES CREEK IN THE CITY OF WEST CARROLLTON.

NOW, THEREFORE, THE MUNICIPALITY OF WEST CARROLLTON, STATE OF OHIO, HEREBY ORDAINS:

ODOT Project Title: PID No. 110155

County/Route/Section: D07 BH FY24(A)

The following is a Resolution enacted by the City of West Carrollton, Montgomery County, Ohio, hereinafter referred to as the Local Public Agency (LPA).

SECTION 1: Project Description

WHEREAS, the Director of Ohio Department of Transportation has determined the need for the described project:

Repair bridge erosion issues over Holes Creek on IR 75 SLM 6.85L & 6.86R SFN 5706785 & 5706815 in the City of West Carrollton.

SECTION 2: Consent Statement

Being in the public interest, the City of West Carrollton gives consent to the Director of the Ohio Department of Transportation to complete the above described project.

SECTION 3: Cooperation Statement

The City of West Carrollton shall cooperate with the Director of the Ohio Department of Transportation in the above described project as follows:

The State of Ohio shall assume and bear 100% of all of the cost of the improvement.

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

SECTION 4: Utilities and Right-of-Way Statement

The City of West Carrollton agrees that all right-of-way required for the described project will be acquired and/or made available in accordance with current State of Ohio and

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Federal regulations. The City of West Carrollton also understands that right-of-way costs include eligible utility costs.

The City of West Carrollton agrees that all utility accommodation, relocation and reimbursement will comply with the current provisions of 23 CFR 645 and the Ohio Department of Transportation Utilities Manual.

SECTION 5: Maintenance

Upon completion of the Project, and unless otherwise agreed, the City of West Carrollton shall: (1) provide adequate maintenance for the Project in accordance with all applicable State of Ohio 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: Authority to Sign

The City of West Carrollton City Council authorizes the City Manager to provide written authorization via email to the Director of the Ohio Department of Transportation to complete the above-described project and any renewals.

SECTION 7: Effective Date

The following Resolution shall take effect from and after the earliest period allowed by law.

Passed: November 22, 2022



Mayor

Attest: 

Clerk of Council

Effective Date: November 22, 2022

This Resolution 32-2022 is hereby declared to be an emergency measure to expedite the highway project and to promote highway safety. Following appropriate legislative action, it shall take effect and be in force immediately upon its passage and approval.

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CERTIFICATE OF COPY STATE OF OHIO

The City of West Carrollton of Montgomery County, Ohio, I, Tracy Rankin, as Clerk of
(LPA)

Council for the The City of West Carrollton of Montgomery County, Ohio,
(LPA)

do hereby certify that the foregoing is a true and correct copy of Resolution 32-2022
adopted by the legislative Authority of the said City of West Carrollton on the 22nd day
of November, 2022. (LPA)

That the publication of such Resolution 32-2022 has been made and certified of record
according to Law; that no proceedings looking to a referendum upon such
Resolution 32-2022 have been taken; and that such Resolution 32-2022 and certificate of
publication thereof are of record in the Clerk's files.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official
seal, if applicable, this 22nd day of November, 2022.



Tracy Rankin
(Clerk)

City of West Carrollton of Montgomery 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.)

The foregoing is accepted as a basis for proceeding with the project herein described.
For the _____ of _____ County, Ohio.
(LPA)

Attested: _____ Date: _____
(Contractual Agent)

For the State of Ohio

Attested: _____ Date: _____
(Director, Ohio Department of Transportation)