

PRELIMINARY LEGISLATION

Participatory

Rev. 6/26/00

Ordinance/Resolution# : 80 - 09

PID No.: 22044

County/Route/Section: JAC - SR327/SR776 - 7.64/11.44

Note: This is a revision of Ordinance #96-08.

The following is a/an Ordinance enacted by the City of Jackson of
(Ordinance/Resolution) (Local Public Agency)
Jackson County, Ohio, hereinafter referred to as the Local Public Agency (LPA),

in the matter of the stated described project.

SECTION I - Project Description

WHEREAS, the LPA/STATE has identified the need for the described project:

It is proposed, within the City of Jackson, on SR776 to resurface the pavement from the west corporation limit north to the intersection of SR139.

NOW THEREFORE, be it ordained by the City of Jackson of Jackson County, Ohio.
(LPA)

SECTION II - Consent Statement

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

SECTION III - Cooperation Statement

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

The City agrees to assume and bear the entire cost of the improvement less the amount of Federal and State Funds set aside by the Director of Transportation for financing the improvement from funds allocated by the Federal Highway Administration.

In addition, the LPA also agrees to assume and bear 100% of the cost of any construction items requested by the LPA on the entire improvement, which are not necessary for the improvement, as determined by the Sate and Federal Highway Administration.

If curb ramps are constructed by ODOT in compliance with the Americans with Disabilities Act, future maintenance of installed sidewalk curb ramps shall be the responsibility of the LPA.

The LPA shall adjust any existing casting, as required, with City forces.

SECTION IV - Utilities and Right-of-Way Statement

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

The LPA agrees that all utility accommodation, relocation and reimbursement will comply with the current provisions of 23 CFR 645 and the ODOT Utilities Manual.

SECTION V - Maintenance

Upon completion of the Project, and unless otherwise agreed, the LPA 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 VI - Authority to Sign

I, _____ of said _____ City of Jackson _____ is hereby empowered on
(Contractual Officer) (LPA)
behalf of the _____ City of Jackson _____ to enter into contracts with the Director of Transportation
(LPA)
which is necessary to complete the above described project.

Passed: 9-28 _____, 2009 _____.
(Date)

Attested: [Signature]
(Clerk)

[Signature]
Contractual Officer of City

Attested: [Signature]
(Clerk)

[Signature]
President of City Council

This _____ Ordinance _____ is hereby declared to be an emergency measure to expedite the
(Ordinance/Resolution)
highway project(s) and to promote highway safety. Following appropriate legislative action, it shall take effect and be in force immediately upon its passage and approval, otherwise it shall take effect and be in force from and after the earliest period allowed by law.

CERTIFICATE OF COPY
STATE OF OHIO

City of Jackson of Jackson County, Ohio
(LPA)

I, Jana Brown, as Clerk of the City of Jackson
(LPA)
of Jackson County, Ohio, do hereby certify that the foregoing is a true and correct copy of
Ord. 80-09 adopted by the legislative Authority of the said
(Ordinance/Resolution)
City of Jackson on the 28th day of September, 2009,
(LPA)
that the publication of such Ord. 80-09 has been made and certified of
(Ordinance/Resolution)
record according to law; that no proceedings looking to a referendum upon such
Ord. 80-09 have been taken; and that such Ord. 80-09
(Ordinance/Resolution) (Ordinance/Resolution)
and certificate of publication thereof are of record in _____, Page _____
(Ordinance/Resolution Record No.)

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official
seal, if applicable, this 28th day of September, 2009.

Jana Brown
Clerk

(CITY SEAL)

City of Jackson of Jackson 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 afore going is accepted as a basis for proceeding with the project herein described.

For the City of Jackson of Jackson County, Ohio.
(LPA)

Attested: Jana L. Brown

William R. Sheward Date 9/28/09
Contractual Officer of City -

For the State of Ohio

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