

SPONSOR: Brown/Smith

## ORDINANCE NO. 01-11

AN ORDINANCE AUTHORIZING THE CITY TO ENTER INTO AN AGREEMENT BETWEEN THE CITY OF JACKSON, OHIO, AND THE OHIO DEPARTMENT OF TRANSPORTATION (ODOT) FOR PAVING A PORTION OF STATE ROUTE 139 LOCATED IN THE CITY OF JACKSON, OHIO, AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF JACKSON, STATE OF OHIO, as follows:

**Section One.** The Mayor and/or City Council President is authorized to enter into an Agreement between the City of Jackson, Ohio, and The Ohio Department of Transportation (ODOT) for the paving of a portion of State Route 139 which is located in the City of Jackson. A copy of the Agreement is attached hereto as Exhibit "A". The cost of this contract shall be in an amount not to exceed Fifty Three Thousand Six Hundred Sixty-eight and No/100 Dollars (\$53,668.00), and shall be paid from line item 228-7625-54004.

*replace w/  
an estimated amount of*

**Section Two.** This Ordinance is hereby declared to be an emergency Ordinance necessary for the immediate preservation of the public peace, health, or safety of the City of Jackson, in that it is necessary to enter into this agreement as soon as possible to get the portion of State Route 139 on the project list and paved during the upcoming season. Therefore, this Ordinance shall go into effect upon passage and approval by the Mayor, as provided in Ohio Revised Code Section 731.30.

**Section Three.** In the event this Ordinance receives a majority vote for passage but fails to receive the required number of votes to pass as an emergency, then this Ordinance shall be deemed to have passed but with no emergency clause and shall take effect at the earliest time permitted by law.

**Section Four.** It is hereby found and determined that all formal actions of this Council relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that the deliberations of this Council that resulted in such formal actions, were in a meeting open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Date: 1-24-11

*[Signature]*  
PRESIDENT OF COUNCIL

*[Signature]*  
CLERK OF COUNCIL

Approved:

Date: 1-27-11

*[Signature]*  
MAYOR