

SPONSOR: Ellis / Jones

RESOLUTION NO. 12-17

A RESOLUTION AUTHORIZING THE SERVICE-SAFETY DIRECTOR OF THE CITY OF JACKSON, OHIO TO EXECUTE THE FINAL RESOLUTION REQUIRED BY THE OHIO DIRECTOR OF TRANSPORTATION FOR COMPLETION OF THE McCARTY LANE PROJECT AND DECLARING AN EMERGENCY.

WHEREAS, the City previously approved participation for the McCarty Lane Rebuild project by Ord. 10-17 and, in accordance with that agreement, the Ohio Director of Transportation requires approval of the Final Resolution, attached hereto and incorporated herein; and

WHEREAS, this matter constitutes an emergency as the Final Resolution is required to complete the project and is in accordance with previously enacted Ord. 10-17; and

Section One. The Service-Safety Director is hereby authorized to execute the Final Resolution attached hereto and the Clerk of this Council is authorized to Certify the same.

Section Two. This Resolution is hereby declared to be an emergency Resolution, necessary for the immediate preservation of the public peace, health or safety of the City of Jackson, and for the reason that it is required for completion of the McCarty Lane Rebuild project. Therefore, this Resolution 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 Resolution receives a majority vote for passage but fails to receive the required number of votes to pass as an emergency, then this Resolution shall be deemed to have passed but with no emergency clause and shall take effect at the earliest time permitted by law.

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.

PASSED AND ADOPTED by the Legislative Authority of the Political Subdivision on this 12th day of June, 2017.



President of Council

ATTEST:

Sherry Barr
Clerk of the Legislative Authority

Approved this 12th day of June, 2017.

Randy Veatt
Mayor

(Ordinance No. 10.17)

PID No. 100175
ODOT Project No. _____ (2017)

FINAL RESOLUTION

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

WHEREAS, on **23rd day of January, 2017**, the LPA enacted legislation proposing cooperation with the Director of Transportation for the described project:

The project consists of resurfacing along McCarty Lane between SR 93 and the roundabout on the west side of US 35 as well as a bridge rehab on the bridge over Salt Lick Creek 0, lying within the City of Jackson; 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 and State 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.

Also, the City agrees to assume and bear the entire cost and expense of the installation and/or repair of curb ramps which are necessary to ensure compliance with the Americans with Disabilities Act.

The share of the cost of the LPA is now estimated in the amount of **Eighty Thousand and - - - 00/100 Dollars, (\$80,000.00)**, 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:

- I. That the estimated sum, of **Eighty Thousand and - - - 00/100 Dollars (\$80,000.00)** 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.
- II. That the LPA hereby requests the Director of Transportation to proceed with the aforesaid highway improvement.
- III. That the LPA enter into a contract with the State, and that the **Service-Safety Director** 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.
- IV. That the LPA transmit to the Director of Transportation a fully executed copy of this Resolution.

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 12th day of June, 2017, 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 _____, at Page _____, and under date of _____, 2 ____.

Legislative Authority of the
City of Jackson, Ohio

William R. Steward Jr
Service-Safety Director

Sherry Barr
Clerk (Secretary Ex-Officio)

SEAL
(If Applicable)