

SPONSOR: Peters / Newkirk

**RESOLUTION NO. 13-24**

**A RESOLUTION AUTHORIZING THE SERVICE-SAFETY DIRECTOR OF THE CITY OF JACKSON TO ENTER INTO AN AGREEMENT TO PARTICIPATE WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR THE RESURFACING PROJECTS ON STATE ROUTES 139, 776, AND 788 AND DECLARING AN EMERGENCY.**

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**PRELIMINARY LEGISLATION**

Consent

Rev. 6/26/00

Ordinance/Resolution #: RES 13-24

PID No.: 118756

County/Route/Section: JAC-139/776/788-11.35/0.00/2.39

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

**SECTION I – Project Description**

WHEREAS, the (LPA/STATE) has determined the need for the described project:

*716*

*Resurfacing project on state routes 139, ~~766~~, and 788 in Jackson County. Portion within the City includes SR 139 (SLM 14.26 to 14.32).*

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 State shall assume and bear 100% of all of the costs of the improvement.*

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

**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, Service-Safety Director of said City of Jackson is hereby empowered on behalf of the  
(Contractual Agent Title only) (LPA)  
City of Jackson to enter into contracts with the Director of Transportation which is necessary to  
(LPA)  
complete the above described project.

Passed: 2-26-24  
(Date)

Attested: Cindi Kuhn  
(Clerk Signature)

Attested: Cindi Kuhn  
(Clerk Signature)

[Signature]  
(Contractual Agent Signature)

[Signature]  
(President of Council Signature)

The Resolution is hereby declared to be an emergency measure to expedite the highway project and  
(Ordinance/Resolution)  
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, Cindi Kuhn, 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  
Res. 13-24 adopted by the legislative Authority of the said  
(Ordinance/Resolution)

City of Jackson on the 26<sup>th</sup> day of February, 2024.  
(LPA)

That the publication of such Resolution 13-24 has been made and certified of record according to  
(Ordinance/Resolution)

Law; that no proceedings looking to a referendum upon such Resolution have been taken;  
(Ordinance/Resolution)

and that such \_\_\_\_\_ and certificate of publication thereof are of record in Resolution 13-24  
Page \_\_\_\_\_  
(Ordinance/Resolution)

(Record No.)

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal, if applicable,  
this 26<sup>th</sup> day of February 2024.



Cindi Kuhn  
(Clerk)

City of Jackson of Jackson County, Ohio  
(LPA)

(If the LPA is signed 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: Cindi Kuhn  
(Clerk Signature)

[Signature]  
(Contractual Agent Signature)

Date 2-26-24

For the State of Ohio

Attested: \_\_\_\_\_

\_\_\_\_\_ Date \_\_\_\_\_  
(Director, Ohio Department of Transportation)