

RESOLUTION NO. 8-11
CITY OF CENTERVILLE, OHIO

SPONSORED BY COUNCILMEMBER Paul Gresham ON THE
21st DAY OF February, 2011.

A RESOLUTION ENACTED BY THE CITY OF
CENTERVILLE, MONTGOMERY COUNTY, OHIO, IN THE
MATTER OF THE STATED DESCRIBED PROJECT, D07
SYSTEMATIC GR FY 12, PID NO. 90316, PROVIDING
SYSTEMATIC GUARDRAIL END TERMINAL UPGRADES
ON INTERSTATE 675 WITHIN THE CORPORATE
LIMITS OF THE CITY OF CENTERVILLE.

SECTION I. Project Description

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

To provide Systematic Guardrail End Terminal upgrades on Interstate 675 from straight line mileage 4.80 to straight line mileage 7.44, plus or minus, in the City of Centerville, Montgomery County, Ohio. Said project is further identified as D07 Systematic GR FY 12.

NOW THEREFORE, THE MUNICIPALITY OF CENTERVILLE
HEREBY RESOLVES:

SECTION II. Consent Statement

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

SECTION III. Cooperation Statement

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

The CITY has no obligation for costs for the project as described in Section I. ODOT will provide all Federal-aid and State funds as 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.

SECTION IV. Utilities and Right-of-Way Statement

The CITY agrees that all right-of-way (if applicable) required for the described project will be acquired and/or made available in accordance with current State and Federal regulations. The CITY also understands that right-of-way costs include eligible utility costs. The CITY agrees to be responsible for all utility accommodation, relocation, and reimbursement and 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, ODOT 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 such 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

The City Manager of said City of Centerville is hereby empowered on behalf of the City of Centerville to enter into contracts with the Director of Transportation necessary to complete the above described project.

SECTION VII. Effective Date

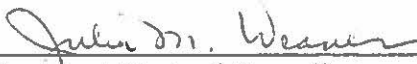
This Resolution becomes effective at the earliest date allowed by law.

PASSED this 21st day of February, 2011.



Mayor of the City of Centerville, Ohio

ATTEST:



Assistant Clerk of Council
City of Centerville, Ohio

Approved as to form, consistency with existing ordinances,
the Charter and Constitutional Provisions.

Department of Law
Scott A. Liberman
Municipal Attorney

CERTIFICATE OF COPY
STATE OF OHIO

City of Centerville of Montgomery County, Ohio

I, Debra James, as Clerk of the City of Centerville, Montgomery County, Ohio, do hereby certify that the foregoing is a true and correct copy of ordinance/Resolution adopted by the legislative Authority of the said City of Centerville on the 21st day of February, 2011, that the publication of such Ordinance/Resolution has been made and certified of record according to law; that no proceedings looking to a referendum upon such Ordinance/Resolution have been taken; and that such Ordinance/Resolution and certificate of publication thereof are of record in Resolutions #29, Page 43
(Ordinance/Resolution Record No.)

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal, if applicable, this 23 day of February, 2011.

Debra James
Clerk
City of Centerville, Ohio.

SEAL
(REQUIRED or Letter stating No Seal)

The foregoing is accepted as a basis for proceeding with the project herein described for the City of Centerville, Ohio.

Attest: Debra A. James [Signature], Date 2-25-11
Contractual Officer

For the State of Ohio

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