

RESOLUTION NO. 23-10
CITY OF CENTERVILLE

SPONSORED BY COUNCILMEMBER Brooks Compton ON THE
21st DAY OF June, 2010.

A RESOLUTION ENACTED BY THE CITY OF
CENTERVILLE, MONTGOMERY COUNTY, OHIO,
HEREINAFTER REFERRED TO AS THE LOCAL PUBLIC
AGENCY (LPA), IN THE MATTER OF THE STATED
DESCRIBED PROJECT, MOT SR 725 21.88, PID NO. 87386,
FOR SR 725 BRIDGE REHABILITATION.

SECTION I. Project Description

WHEREAS, the City of Centerville has identified the need for the described project:

The replacement of the structure on SR 725 (Alexandersville-Bellbrook Road) over a tributary of the Little Sugar Creek, 2.26 straight line mileage, East of State Route 48, plus or minus, in the City of Centerville in Montgomery County, Ohio. Said structure is identified by Structure File Number 5710375 and further identified as **MOT SR 725 21.88.**

NOW THEREFORE, THE MUNICIPALITY OF CENTERVILLE
HEREBY RESOLVES:

SECTION II. Consent Statement

Being in the public interest, the City of Centerville 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:

ODOT shall assume and bear 100% of the necessary costs of the State's highway bridge improvement project. In the event that the City requests certain features or appurtenances be included within the State's bridge improvement project's design and construction, and which features and appurtenances are determined by the State and Federal Highway Administration to be unnecessary for the State's project, the City shall contribute 100% of the cost of those items.

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

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, the City 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. That this resolution shall take effect and be in force from and after the earliest period allowed by law.

PASSED this 21st day of June, 2010.


Mayor of the City of Centerville,
Ohio

ATTEST:


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

CERTIFICATE OF COPY
STATE OF OHIO

City of Centerville of Montgomery County, Ohio

I, Debra A. 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 June, 2010, 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 Record of Resolutions*, Page 124.
Book 28 - Res. 23-10 (Ordinance/Resolution Record No.)

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal, if applicable, this 22nd day of June, 2010.

Debra A. 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] 6-23-10, Date
Contractual Officer

For the State of Ohio

Attest: _____, Date
Director, Ohio Department of Transportation