

RESOLUTION NO. 30-09
CITY OF CENTERVILLE, OHIO

SPONSORED BY COUNCILMEMBER Paul Gresham ON THE 17th DAY
OF August, 2009.

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-IR675-0.00, INTERSTATE
ROUTE I-675 FROM I-75 TO THE MONTGOMERY/GREENE COUNTY
LINE.

SECTION I. Project Description

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

Plane and resurface the existing roadway, along with other roadway related items, on Interstate Route 675 from the junction of Interstate Route 75 (straight line mileage 0.00) to the Greene/Montgomery County Line (straight line mileage 7.44), plus or minus, a portion of said roadway is located within the City of Centerville, Montgomery County, Ohio. Said project is further identified as MOT-IR675-0.00.

NOW THEREFORE, THE MUNICIPALITY OF CENTERVILLE HEREBY
RESOLVES:

SECTION II. Consent Statement

Being in the public interest, the LPA gives consent to the Director of Transportation to complete the above-described project, within the City's corporate limits.

SECTION III. Cooperation Statement

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

The LPA 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.

In addition, the LPA also agrees to pay One-Hundred Percent (100%) of those features requested by the LPA which are determined by the State and Federal Highway

Administration to be unnecessary for the Project.

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, if located in the City's corporate limits. The City shall adjust any existing castings, as required, with City forces.

SECTION IV. Utilities and Right-of-Way Statement

The LPA 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 LPA also understands that right-of-way costs include eligible utility costs. The LPA 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 LPA shall within the City's corporate limits: (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

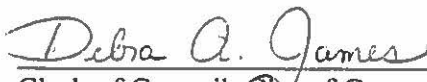
The City Manager of said City of Centerville is hereby empowered on behalf of the City of Centerville to enter into contracts with the Director of Transportation necessary to complete the above described project.

PASSED this 17th day of August, 2009.



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, Municipal Attorney

