

RESOLUTION NO. 2-07
CITY OF CENTERVILLE, OHIO

SPONSORED BY COUNCILMEMBER Brooks Compton ON THE
22nd DAY OF January, 2007.

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.

WHEREAS, on 17th day of October, 2005, the LPA enacted legislation proposing cooperation with the Director of Transportation for the described project:

Interconnect signals on the State Route 48 and Franklin Street corridors using fiber optic cable. The project will also radio interconnect two satellite intersections. Graded with new controllers and signal heads along with new pedestrian signal heads and push button at selected intersections. Video surveillance equipment will be installed at selected locations, lying within the City of Centerville. Total work length for project being approximately 0.00 miles; 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 100% of the entire cost of the improvement, less the amount of Federal-aid 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, and further, the City agrees to assume and bear 100% of the cost of Preliminary Engineering and Right-of-Way, excluding in-house preliminary engineering and Right-of-Way charges incurred by the State.

In addition, the City also agrees to assume and bear 100% of the cost of any construction items requested by the City on the entire improvement, which are not necessary for the improvement, as determined by the State and Federal Highway Administration.

The share of the cost of the LPA is now estimated in the amount of Three Hundred Thirty Seven Thousand Four Hundred Eighty and ---00/100 Dollars, (\$337,480.00), 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 THE MUNICIPALITY OF CENTERVILLE HEREBY RESOLVES:

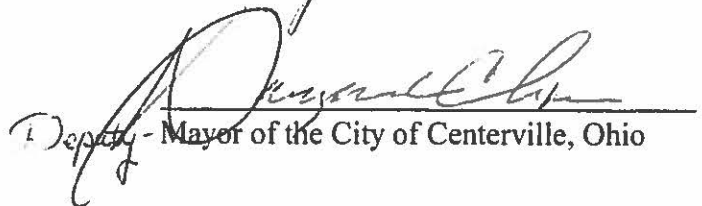
Section I. That the estimated sum of Three Hundred Thirty Seven Thousand Four Hundred Eighty and ---00/100 Dollars, (\$337,480.00), is hereby appropriated for the improvement described above and the fiscal officer is hereby authorized and directed to issue an order on the treasurer for said sum upon 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.

Section II. That the LPA hereby requests the Director of Transportation to proceed with the aforesaid highway improvement.

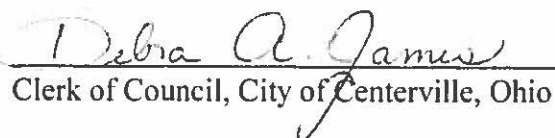
Section III. That the LPA enter into a contract with the State, and that City Manager be, and is hereby authorized to execute said contract, providing for the payment of the LPA the sum of money set forth herein above for improving the described project.

Section IV. That the LPA transmit to the Director of Transportation a fully executed copy of this Resolution.

PASSED this 22nd day of January, 2007.


Deputy Mayor of the City of Centerville, Ohio

ATTEST:


Clerk of Council, City of Centerville, Ohio

CERTIFICATE

The undersigned, Clerk of the Council of the City of Centerville, Ohio hereby certifies that the foregoing is a true and correct copy of Resolution Number 2-07 passed by the Council of the City of Centerville, Ohio on the 22nd day of January, 2007.

Debra A. James
Clerk of Council

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

Department of Law
Scott A. Liberman
Municipal Attorney