

ORDINANCE NO. 2006-88

AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR THE URBAN PAVING PROJECT TO PLANE AND RESURFACE PORTIONS OF U.S. 42 THROUGH THE CITY OF MASON AND DECLARING AN EMERGENCY

PRELIMINARY LEGISLATION

Ordinance/Resolution # 2006-88

PID #77614
WAR-42-3.23

The following Ordinance is enacted by the City of Mason ,
(Ordinance/Resolution) (Local Public Agency) (City/Village Name)
Warren County, Ohio, hereinafter referred to as the Local Public Agency (LPA), in the matter of the stated described project.

SECTION I – Project Description

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

Urban Paving Project to plane and resurface portions of US 42 through the City of Mason.

NOW THEREFORE, be it ordained by the City of Mason ,
(LPA) (City/Village Name)
Ohio.

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 City will be responsible for:

- 100% of the Preliminary Engineering Phase
- 100% of the Right-of-Way Costs
- 100% of the non-State and/or non-Federal share of the Construction Costs
- All costs for added construction items requested by the sponsor which are not necessary for the improvement as determined by the State and the Federal Highway Administration

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.

CERTIFICATE OF COPY
STATE OF OHIO

City of Mason of Warren County, Ohio
(LPA)

I, James R. Smith, as Clerk of the City (LPA)

of Mason, Ohio, do hereby certify that the foregoing is a true and correct copy of 2006- 88 adopted by the legislative Authority of the said City of Mason on the 24th day of July, 2006. that the publication of such ordinance has been made and certified of record according to law; that no proceedings looking to a referendum upon such ordinance (Ordinance/Resolution) and certificate of publication thereof have been taken; and that such 2006-88 (Ordinance/Resolution) are of record in 2006-88 (Record No.)

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal, if applicable, this 27th day of July, 2006.

[Signature]
(Clerk)

(SEAL) City of Mason, Ohio.
(If Applicable) (LPA) (City/Village Name)

The foregoing is accepted as a basis for proceeding with the project herein described.

For the City of Mason, Ohio
(LPA) (City/Village Name)
Attest: [Signature] Date 7/28/06
(Contractual Officer)

For the State of Ohio

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