

## RECORD OF ORDINANCES

Ordinance No. 07-34 - 2020 Passed 7-21- 2020

**A RESOLUTION AUTHORIZING OHIO DEPARTMENT OF TRANSPORTATION (ODOT) TO REMOVE AND REPLACE VARIOUS DAMAGED AND WORN OUT MILE MARKER SIGNS AND ROUTE MARKER SIGNS THROUGHOUT PICKAWAY COUNTY WITHIN THE CITY LIMITS, AS PART OF THE PROJECT PID 107557, FAY/PICK-SSR-FY21.**

**WHEREAS**, this project proposes to remove and replace various damaged and worn out Mile Marker Signs and Route Marker Signs throughout Pickaway County, within the City limits, as part of the Project PID 107557, FAY/PIC-SSR-FY21

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Circleville, County of Pickaway, State of Ohio, as follows:

**SECTION I:** Being in the public interest, the LPA gives consent to the Director of Transportation to complete the above described project.

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

The City of Circleville hereby agrees to cooperate with the Director of Transportation of the State of Ohio in the planning, design and construction of the identified highway improvement project and grants consent to the Ohio Department of Transportation for its development and construction of the project in accordance with plans, specifications and estimates as approved by the Director.

ODOT agrees to assume and bear the costs of preliminary engineering, right-of-way, and construction by administering Federal and State funds for this project.

The City of Circleville agrees to assume and bear one hundred percent (100%) of the total cost of those features requested by the City which are not necessary for the improvement as determined by the State and Federal Highway Association.

**SECTION III.** 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. Right-of-way costs include eligible utility costs. ODOT agrees to be responsible for all utility accommodations, relocations and reimbursement and agrees that all such accommodations, relocations and reimbursements, shall comply with the current provisions of 23 CFR 645 and the ODOT Utilities Manual.

**SECTION IV.** 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. Right-of-way costs include eligible utility costs. ODOT agrees to be responsible for all utility accommodations, relocations, and reimbursements shall comply with the current provisions of 23 CFR 645 and the ODOT Utilities Manual.

**SECTION V.** Upon completion of the project, and unless otherwise agreed, the LPA shall: (1) provide adequate maintenance for the project in accordance with all applicable rate and federal laws, including, but not limited to, Title 23, U.S.C., Section 116; (2) provide ample financial resources, as necessary, for the 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 purpose.

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**SECTION VI.** That this resolution is hereby declared to be an emergency measure to expedite the highway project(s) and to promote highway safety. It shall take effect and be in force immediately upon its passage and approval, otherwise it shall take effect and be in force from and after the earliest period allowed by law.

PASSED: 7-21-2020  
DATE

*David M. Wood*  
PRESIDENT OF COUNCIL

ATTEST: *Lede M. Gray*  
CLERK OF COUNCIL

APPROVED: 7/22/2020  
DATE

*Devin R. McHenry*  
MAYOR

APPROVED AS TO FORM: *Gary D. Kenworthy*  
GARY D. KENWORTHY  
CIRCLEVILLE LAW DIRECTOR

REVIEWED BY LAW DIRECTOR  
AND APPROVED AS TO FORM