

PRELIMINARY LEGISLATION - Consent

Rev. 6/26/00

Ordinance # 14-20 Dated 5/28/20
PID No. 96608
County/Route/Section TUS-250-20.33

The following Ordinance is enacted by the City of Uhrichsville, Tuscarawas 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 STATE has identified the need for the described project:

This project is located in Mill Township within the City of Uhrichsville, at the overpass of Johnson Drive and US 250. The project will rehabilitate bridge TUS-250-2033 carrying Johnson Drive over US 250, by replacing the existing superstructure and repairing the substructure units. Increased vertical clearance will be provided for over height vehicles traveling along US 250.

NOW THEREFORE, be it ordained by the city of Uhrichsville, 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 agrees to assume and bear the entire cost of the improvement less the amount of Federal and State Funds set aside by the Director of Transportation for financing the improvement from funds allocated by the Federal Highway Administration.

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.

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 LPA agrees to acquire and/or make available to ODOT, in accordance with current State and Federal regulations, all necessary right-of-way required for the described Project. 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 agrees that all such accommodations, relocations, and reimbursements shall 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: (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 Mayor of said City of Uhrichsville is hereby empowered on behalf of the city of Uhrichsville to enter into contracts with the Director of Transportation necessary to complete the above described project.

Passed: May 28, 2020.

Attested: *Jessie Addison*
Clerk

[Signature]
Mayor

Attested: *Jessie Addison*
Clerk

Robert Costello
President of Council

This Ordinance is hereby declared to be an emergency measure to expedite the highway project and to promote highway safety. Following appropriate legislative action, it shall take effect and be in force immediately upon its passage and approval, otherwise it shall take effect and in force from and after the earliest period allowed by law.

**CERTIFICATE OF COPY
STATE OF OHIO**

The city of Uhrichsville of Tuscarawas County, Ohio

I, Trisha Addison, as Clerk of the city of Uhrichsville, Ohio do hereby certify that the foregoing is a true and correct copy of Ordinance # 14-20 adopted by the legislative Authority of the said city of Uhrichsville on the 28th day of May 2020, that the publication of such Ordinance # 14-20 has been made and certified of record according to law; that no proceedings looking to a referendum upon such Ordinance # 14-20 have been taken; and that such Ordinance # 14-20 and certificate of publication thereof are of record in Ordinance Record # 14-20, Page.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal, if applicable, this 28th day of May, 2020.

(Seal)
(Required) _____ Trisha Addison
Clerk
City of Uhrichsville, Ohio

The foregoing is accepted as a basis for proceeding with the project herein described.
For the city of Uhrichsville, Ohio

Attest: Trisha Addison _____, Date 6/10/20
Contractual Officer

For the State of Ohio

Attest: _____, Date 6-23-2020
Director, Ohio Department of Transportation