

ORDINANCE NO. 79-2020

AN ORDINANCE BY THE CITY OF REYNOLDSBURG CONSENTING TO THE REPLACEMENT/UPGRADE OF GUARDRAIL END ASSEMBLIES ON SR- 256 BY THE OHIO DEPARTMENT OF TRANSPORTATION (ODOT) WITHIN THE CITY LIMITS OF REYNOLDSBURG IN FRANKLIN COUNTY, AND DECLARING AN EMERGENCY

WHEREAS, the City of Reynoldsburg in Franklin County, Ohio, hereinafter referred to as the Local Public Agency (LPA), in the matter of the stated described project; and

WHEREAS, the Ohio Department of Transportation (ODOT) has identified the need to replace/upgrade guardrail end assemblies on SR-256 within the City limits of Reynoldsburg in Franklin County. This work will be performed as part of PID 111195, D06 NHS Guardrail Upgrade; and

WHEREAS, said portion of described project is within the Reynoldsburg City Council area of responsibility.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF REYNOLDSBURG, OHIO, that:

- Section 1. Being in the public interest, the LPA gives consent to the Director of Transportation to complete the above described project.
- Section 2. The LPA shall cooperate with the Director of Transportation in the above described project.
- Section 3. The City 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 (ODOT) for its development and construction of the project in accordance with plans, specifications, and estimates as approved by the Director.
- Section 4. 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.
- Section 5. The City 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 Administration.
- Section 6. The LPA agrees that all rights-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 accommodation, relocation, and reimbursement and agrees that all such accommodations, relocations, and reimbursements will comply with the current provisions of 23 CFR 645 and the ODOT Utilities Manual.

Section 7. Upon completion of the project, and unless otherwise agreed, the LPA shall provide adequate maintenance for the project in accordance with all applicable state and federal law including, but not limited to, Title 23 USC Section 116, provide ample financial resources, as necessary, for the maintenance of the project, shall maintain the right-of-way keeping it free of obstructions, and hold said right-of-way inviolate for public highway purposes.

Section 8. This Ordinance is hereby declared to be an emergency measure expedite the highway project and to promote highway safety, wherefore this Ordinance shall take effect immediately upon its passage by Council and the Mayor's signature.

PASSED this 12th day of October, 2020.

Leanora Jenkins

Leanora Jenkins, Council President

ATTEST:

Mollie Prasher
Mollie Prasher, Clerk of Council

APPROVED:

Joe Begeny
Joe Begeny, Mayor

DATE 10/12/2020

Director, Ohio Department of Transportation

Date

On behalf of the state of Ohio, Licking County, City of Reynoldsburg, I, Mollie Prasher, duly qualified Clerk of Council for the City of Reynoldsburg, do hereby certify that the foregoing is a true and correct copy of the original, now on file, that the publication of this Ordinance has been made and certified of record according to law; that no proceedings looking to a referendum upon such Ordinance have been taken, WITNESS by my signature, this 12th day of October, 2020.

Mollie Prasher
Mollie Prasher, Clerk of Council
City of Reynoldsburg