

**ORDINANCE NO. 04-2021**

**AN ORDINANCE FROM THE REYNOLDSBURG CITY COUNCIL REAFFIRMING  
SUPPORT FOR THE OHIO DEPARTMENT OF TRANSPORTATION (ODOT)  
PROJECT TO RESURFACE US ROUTE 40 AND OTHER RELATED  
IMPROVEMENTS IN LICKING COUNTY, APPROPRIATING FUNDS, AND  
DECLARING AN EMERGENCY**

WHEREAS, the City of Reynoldsburg, Licking 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 resurface and complete all related work to US Route 40; and

WHEREAS, the LPA agrees to bear one hundred percent (100%) of the cost of those features requested by the LPA, which are determined by the state and Federal Highway Administration to be unnecessary for the Project; and

WHEREAS, 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 including eligible utility costs; the LPA also understands that rights-of-way costs include eligible utility costs; and

WHEREAS, the City's portion of the project is estimated to be \$233,430.00 to be allocated in 2021.

WHEREAS, the City of Reynoldsburg agrees, upon completion of the Project, to maintain the roadway and public rights-of-way.

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

Section 1. The Reynoldsburg City Council is hereby reaffirming support of the Ohio Department of Transportation (ODOT) for the resurfacing project and other related improvements for US Route 40 in 2021.

Section 2. Being in the public interest, the LPA gives consent to the Director of Transportation to complete the above described project.

Section 3. The LPA agrees to pay one hundred percent (100%) of the cost of those features Requested by the LPA, which are determined by the state and Federal Highway Administration to be unnecessary for the Project.

Section 4. The City of Reynoldsburg 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. The LPA also understands that rights-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.

Section 5. 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 provisions, as necessary, for the maintenance of the Project, shall maintain the right-of-way keeping it free of obstructions and hold said rights-of-way inviolate for public highway purposes.

Section 6. Section 6. That an amount of \$83,430.00 shall be unappropriated from the CIP Fund (410) and is hereby appropriated to account number 410.000.0181.5659 Miscellaneous Infrastructure and the amount of \$150,000.00 shall be unappropriated from the Permissive Tax Fund (230) and appropriated to account number 230.000.0181.5659 Miscellaneous Infrastructure. The Service Director will be requesting \$150,000.00 from the \$5 Licking County permissive tax fund to be deposited into the City's Permissive Tax fund (230).

Section 7: That this Ordinance is deemed to be an emergency measure necessary for the financial needs of the City, and further to allow for acceptance allowing construction; wherefore upon adoption by Council, this Ordinance shall be in effect immediately upon signature by the Mayor.

Passed this 22<sup>nd</sup> day of February, 2021.

Kristin Bryant

Kristin Bryant, President Pro Tempore

ATTEST: Mollie Prasher  
Mollie Prasher, Clerk of Council

APPROVED: Joe Begeny  
Joe Begeny, Mayor

DATE: 2-22-2021


PID NO. 93109  
LIC-US40-00.00

ATTEST:

\_\_\_\_\_  
Director, Ohio Department of Transportation

\_\_\_\_\_  
DATE

On behalf of the state of Ohio, Franklin 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 copy of the original, now on file, that the foregoing has been compared by me with said original document, and that the same is a true and correct copy,  
WITNESS by my signature, this 22<sup>nd</sup> day of February, 2021.

  
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Mollie Prasher, Clerk of Council  
City of Reynoldsburg