

Preliminary Legislation

Ordinance# 2008-01
County/Route/Section: PUT-224/114/189-0.00/7.65/0.12

The following is an Ordinance enacted by the Village of Ottoville, 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 has identified the need for the described project:

This project proposes to resurface with asphalt the following routes: US224 from the Van Wert county line to the east corporation limit of the Village of Kalida; SR114 from the west corporation limit of the Village of Kalida to US224; and, SR189 from US224 to the east corporation limit of Ottoville.

WHEREAS, a portion of described project is within the village corporation limits.

NOW THEREFORE, be it ordained by the Village of Ottoville of Putnam County, 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:

ODOT and FHWA shall assume and bear 100% of the necessary costs of the State's highway improvement project. In the event that the LPA requests certain features or appurtenances be included within the State highway improvement project's design and/or construction, and which features and appurtenances are determined by the State and FHWA to be not necessary for the State's project, the LPA shall contribute 100% of the cost of those items. The LPA will be responsible for adjusting manhole heights and replacing all auxiliary pavement markings.

SECTION IV - Utilities and Right-of-Way Statement

The LPA agrees that all right-of-way required (if applicable) 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 accommodations, relocations and reimbursements will comply with the current provisions of 23 CFR 65 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. Code, Section 116; (2) provide ample financial provisions, 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 purposes.

SECTION VI - Authority to Sign

The Mayor of said Village of Ottoville is hereby empowered on behalf of the Village of Ottoville to enter into agreements with the Director of Transportation necessary to complete the above described project.

Passed: February 25, 2008.
(Date)

Attested: Jamie M. Wammacher
(Clerk)

Ronald N. Miller
(Mayor)

Attested: Fiscal Officer
(Title)

Cheryl Krieger
(President of Council)

This Ordinance is hereby declared to be an emergency measure to expedite the highway project(s) 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 be in force from and after the earliest period allowed by law.

CERTIFICATE OF COPY
STATE OF OHIO

Village of Ottoville of Putnam County, Ohio

I, Jeanne M. Wannemacher, as ^{Fiscal Officer} Clerk of the Village of Ottoville of Putnam County, Ohio, do hereby certify that the foregoing is a true and correct copy of Ordinance adopted by the legislative Authority of the said Village of Ottoville on the 25 day of February, 20 08, 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 have been taken; and that such Ordinance certified of publication thereof are of record in 08-01, Page .
(Ordinance/Ordinance Record No.)

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal, if applicable, this 25 day of February, 20 08.

Jeanne M. Wannemacher
Clerk Fiscal Officer

(SEAL)
(If Applicable)

Village of Ottoville of Putnam County, Ohio.
(LPA)

The foregoing is accepted as a basis for proceeding with the project herein described.
For the Village of Ottoville of Putnam County, Ohio
(LPA)

Attest: Jeanne M. Wannemacher

Ronald G. Miller, Date 2/25/08
Contractual Officer (Mayor)

For the State of Ohio

_____, Date _____
Director, Ohio Department of Transportation

Attest: _____