

Resolution No. 16-156  
(Ordinance No. 15-87) Preliminary Legislation

PID No. **98622**  
ODOT Project No. \_\_\_\_\_(2016)

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH THE OHIO DEPARTMENT OF TRANSPORTATION TO COMPLETE A NOISEWALL PROJECT (PID 98622) WITHIN THE CITY OF HUDSON; AND DECLARING AN EMERGENCY. **FINAL RESOLUTION**

The following Final Resolution enacted by the City of Hudson, Ohio, hereinafter referred to as the Legislative Authority/Local Public Agency or "LPA", in the matter of the stated described project.

WHEREAS, on the **16th day of June, 2016**, the LPA enacted legislation proposing cooperation with the Director of Transportation for the described project:

**The project consists of construction of noise wall barriers, lying within the City of Hudson; and**

WHEREAS, the LPA shall cooperate with the Director of Transportation in the above described project as follows:

**The City agrees to participate in this project in a lump sum amount of \$145,000.00 in addition to assuming 100% of the total cost of those features requested by the City which are not necessary for the improvement, as determined by the State.**

The share of the cost of the LPA is now estimated in the amount of **One Hundred Forty-Five Thousand and ---- 00/100 Dollars, (\$145,000.00)**, but said estimated amount is to be adjusted in order that the LPA's ultimate share of said improvement shall correspond with said percentages of actual costs when said actual costs are determined; and

WHEREAS, The Director of Transportation has approved said legislation proposing cooperation and has caused to be made plans and specifications and an estimate of cost and expense for improving the above described highway and has transmitted copies of the same to this legislative authority; and

WHEREAS, The LPA desires the Director of Transportation to proceed with the aforesaid highway improvement.

NOW, THEREFORE, be it resolved:

- I. That the estimated sum, of **One Hundred Forty-Five Thousand and - - - - 00/100 Dollars (\$145,000.00)** is hereby appropriated for the improvement described above and the fiscal officer is hereby authorized and directed to issue an order on the treasurer for said sum upon the requisition of the Director of Transportation to pay the cost and expense of said improvement. We hereby agree to assume in the first instance, the share of the cost and expense over and above the amount to be paid from **State** funds.
- II. That the LPA hereby requests the Director of Transportation to proceed with the aforesaid highway improvement.
- III. That the LPA enter into a contract with the State, and that **City Manager** be, and is hereby authorized to execute said contract, providing for the payment of the LPA the sum of money set forth herein above for improving the described project.
- IV. That the LPA transmit to the Director of Transportation a fully executed copy of this Resolution.

This is to certify that we have compared the foregoing copy of Resolution with the original record thereof, found in the record of the proceedings of the LPA, and which Resolution was duly passed by the LPA on the \_\_\_\_\_ day of \_\_\_\_\_, 2\_\_\_\_, and that the same is a true and correct copy of the record of said Resolution and the action of said LPA thereon.

We further certify that said Resolution and the action of said LPA thereon is recorded in the journal of said LPA in Volume \_\_\_\_\_, at Page \_\_\_\_\_, and under date of \_\_\_\_\_, 2\_\_\_\_.

Legislative Authority of the  
City of Hudson, Ohio

\_\_\_\_\_  
**Jane Howington, City Manager**

SEAL  
(If Applicable)

\_\_\_\_\_  
Elizabeth Slagle, Clerk (Secretary Ex-Officio)

This Resolution is declared to be an emergency measure necessary for the immediate preservation of the public health, safety and general welfare and for the further reason that it is immediately necessary to authorize the contract which is the subject of this Resolution in order to meet the public bidding and construction schedule deadlines of ODOT, to do so during the construction season, and to keep this public infrastructure safe for travel; wherefore, this Resolution shall be in full force and effect immediately upon its passage, providing it receives the affirmative vote of five (5) members of Council elected thereto or six (6) affirmative votes if all members of Council are present at the meeting at which it is passed; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

\_\_\_\_\_  
**David A. Basil, Mayor**

ATTEST:

\_\_\_\_\_  
Elizabeth Slagle, Clerk of Council