

(Resolution No. **10-107**) Preliminary Legislation

PID No. **82914**
Project No. _____ (2012)

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR THE STATE ROUTE 303 RESURFACING PROJECT; 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 **1st day of September, 2010**, the LPA enacted legislation proposing cooperation with the Director of Transportation for the described project:

The project consists of the improvement of 4.96 miles of State Route 303 and 340 feet of State Route 8 exit ramp, 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 assume and bear one hundred percent (100%) of the entire cost of the improvement, less the amount of Federal-aid funds, including AMATS, set aside by the Director of Transportation for the financing of this improvement from funds allocated by the Federal Highway Administration, U.S. Department of Transportation.

The share of the cost of the LPA is now estimated in the amount of **Three Hundred Thirty One Thousand Three Hundred Sixty Eight and - - - - 00/100 Dollars, (\$331,368.00)**, 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 **Three Hundred Thirty One Thousand Three Hundred Sixty Eight and - - - - 00/100 Dollars (\$331,368.00)** 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 **Federal 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 _____, 20____, 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 Minutes, at Page _____, and under date of _____, 20____.

Legislative Authority of the
City of Hudson, Ohio

City Manager Anthony J. Bales

SEAL
(If Applicable)

Clerk (Secretary Ex-Officio) Elizabeth Slagle

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.

William A. Currin, Mayor

ATTEST:

Elizabeth Slagle, Clerk of Council