

RESOLUTION NO. 2022.018

RESOLUTION GIVING CONSENT TO THE OHIO DEPARTMENT OF TRANSPORTATION TO PROVIDE SYSTEMATIC SIGN UPGRADES ON ALL ROUTES, EXCLUDING INTERSTATE ROUTE 71, INTERSTATE ROUTE 75, STATE ROUTE 48, AND STATE ROUTE 123, IN WARREN COUNTY

WHEREAS, the State has determined the need for systematic sign upgrades on all Ohio Department of Transportation (hereinafter “ODOT”) routes excluding, IR-71, IR-75, SR48, and SR123 in Warren County; and

WHEREAS, the Village of Blanchester (hereinafter “Blanchester”) maintains streets within Warren County; and

NOW THEREFORE BE IT RESOLVED, by the Council of the Village of Blanchester, Clinton County, Ohio, that:

SECTION 1.

Blanchester shall cooperate with the Director of Transportation in the development and construction of the above-described project and shall enter into a Local Public Agency Federal ODOT Let Project Agreement, if applicable, as well as any other agreements necessary to develop and construct the Project.

The State shall assume and bear 100% of all of the costs of the improvement.

Blanchester agrees to pay 100% of the cost of those features requested by Blanchester which are determined by the State and Federal Highway Administration to be unnecessary for the Project.

SECTION 2.

Blanchester hereby authorizes Mayor John Carman to enter into and execute contracts with the Director of Transportation which are necessary to develop plans for and to complete the above-described project; and to execute contracts with ODOT pre-qualified consultants for the preliminary engineering phase of the Project

Upon request of ODOT, Mayor John Carman is also empowered to execute any appropriate document to affect the assignment of all rights, title, and interests of Blanchester to ODOT arising from any agreement with its consultant in order to allow ODOT to direct additional or corrective work, recover damages due to errors or omissions, and to exercise all other contractual rights and remedies afforded by law or equity.

SECTION 3.

Blanchester agrees that all right-of-way required for the described project will be acquired and/or made available in accordance with current State and Federal regulations. Blanchester also understands that right-of-way costs include eligible utility costs.

Blanchester agrees that all utility accommodation, relocation and reimbursement will comply with the current provisions of 23 CFR 645 and the ODOT Utilities Manual.

SECTION 4.

Upon completion of the Project, and unless otherwise agreed, Blanchester 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.C., 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 5.

This Resolution is hereby declared to be an emergency measure to expedite the highway project 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.

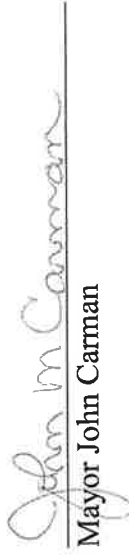
SECTION 6.

It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were taken in meetings open to the public, in compliance with all legal requirements including §121.22 of the Ohio Revised Code.

Mr. Parks moved the adoption and Mr. Brumbaugh seconded the motion and the roll being called upon its adoption the vote resulted as follows:

Mr Brumbaugh	Yes
Mr. Garner	Yes
Mr. Gephart	Yes
Mr. Hopkins	Yes
Mr. McCollister	Yes
Mr. Parks	Yes

Adopted this 12th day of May, 2022.


Mayor John Carman

ATTEST: 
Tamara S. May, Fiscal Officer

CLERK'S CERTIFICATION

I, Tamara S. May, Fiscal Officer of the Village of Blanchester, Ohio, do hereby certify that the foregoing Ordinance No. 2022.018 was published by posting the complete text of said Ordinance at five of the most public places in said Village as determined by Council, as follows: at The First National Bank of Blanchester, 121 E. Main Street, Blanchester, Ohio; at Peoples Bank, Blanchester Branch Office, 125 W Main Street, Blanchester, Ohio; at the office of the Board of Trustees of Public Affairs of the Village of Blanchester, 111 North Broadway, Blanchester, Ohio; at the Blanchester Public Library, 110 North Broadway, Blanchester, Ohio; and at the office of the Mayor and Council of the Village of Blanchester, 101 East Main Street, Blanchester, Ohio, each for the period of fifteen (15) days commencing on the 14th day of May, 2022.


Fiscal Officer of the Village of Blanchester, Clinton County, Ohio

VILLAGE OF BLANCHESTER

FISCAL OFFICER

TAMARA S. MAY

OFFICIAL SEAL