



Introduced: 8/19/2019  
Revised:  
Adopted:  
Effective:

## CITY OF PATASKALA

### RESOLUTION 2019-063

#### **A RESOLUTION CONSENTING TO PARTICIPATE IN THE ODOT LIC/KNO-FY 20 GUARDRAIL PROJECT (PID NO. 110864) AND AUTHORIZING THE CITY ADMINISTRATOR TO EXECUTE ALL CONTRACTS TO COMPLETE THE SAME**

*WHEREAS*, the State of Ohio has identified the need for the described project:

ODOT will be replacing the guardrail at no cost to the City of Pataskala. This work will be performed as part of PID 110864, Lic/Kno-FY 20 Guardrail

*WHEREAS*, said portion of described project is within the Pataskala City Council area of responsibility.

**NOW THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF PATASKALA, COUNTY OF LICKING, STATE OF OHIO, A MAJORITY OF MEMBERS PRESENT CONCURRING THAT:**

Section 1: Being in the public interest, the LPA gives consent to the Director of Transportation to complete the above-described project.

Section 2: The LPA shall cooperate with the Director of Transportation in the above-described project as follows:

- a. The State shall assume and bear 100% of all of the cost of the State's highway improvement project. In the event the LP A requests certain features or appurtenances be included within the State's highway improvement project's design and construction, and which features and appurtenances are determined by the State and FHWA to be not necessary for the State's project, the LP A shall contribute 100% of the cost of those items.

Section 3: 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 CPR 65 and the ODOT Utilities Manual.

Section 4: 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.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: The City Administrator is hereby authorized and directed to enter into contracts, on behalf of the City of Pataskala, with the Ohio Department of Transportation which are necessary to complete the above-described project.

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 adopted in an open meeting of Council and that all deliberations of the Council and any of the decision-making bodies of the City of Pataskala which resulted in such formal actions were in meetings open to the public in compliance with all legal requirements of the State of Ohio.

Section 7: This Resolution shall take effect at the earliest time allowed by the Charter of the City of Pataskala.

ATTEST:

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Kathy M. Hoskinson, Clerk of Council

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Michael W. Compton, Mayor

Approved as to form:

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Brian M. Zets, Law Director