RECORD OF ORDINANCES

Ordinance No. _____ *Passed* _____, *20*____

ORDINANCE – 06-2016

AN ORDINANCE AUTHORIZING THE FISCAL OFFICER TO ENTER INTO A CONTRACT WITH THE DIRECTOR OF TRANSPORTATION FOR THE RESURFACING OF SR-51 FROM SR-163 TO WOOD COUNTY LINE, AND DECLARING AN EMERGENCY.

WHEREAS, it is necessary for the Village Administrator to enter into a contract with the Director of Transportation to complete the ODOT project known as PID No. 10034, for the resurfacing of SR-51 from SR-163 to the Wood County line; and

WHEREAS, the Village of Genoa, Ottawa County Ohio has identified the need for the described project;

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF GENOA, OTTAWA COUNTY, OHIO:

SECTION 1. That it is in the public interest to give consent to the Director of Transportation to complete the above described project.

SECTION 2. The Village of Genoa shall cooperate with the Director of Transportation in the above described project as follows:

1) The Village of Genoa will assume and bear one hundred percent (100%) of the total cost of any features requested by the Village which are not necessary for the project as determined by the State and/or the Federal Highway Administration.
2) The Village of Genoa consents to having the State acquire all necessary rights of way for the subject project in the name of the Village.
3) The Village of Genoa agrees, upon completion of the project, to own and maintain all those portions of the project under its jurisdiction.
4) The State agrees to be the lead agency and to administer all phases of the project.

SECTION 3. The Village of Genoa agrees that all existing street and public way right-of-way acquired by said Village on behalf of the described projects shall be acquired and/or made available in accordance with current State and Federal regulations.
The Village agrees that all utility accommodation, relocation and reimbursement will comply with the current provision of 23 CFR 645 and the ODOT Utilities Manual.

SECTION 4. Upon completion of the Project, and unless otherwise agreed, the Village of Genoa shall: 1) provide adequate maintenance for those portions of the Project under the jurisdiction of the Village 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 those portions of the Project under its jurisdiction; 3) maintain the right-of-way, keeping it free of obstructions; and 4) hold said right-of-way inviolate for public highway purposes.

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SECTION 5. The Mayor of the Village of Genoa is hereby empowered on behalf of the Village to enter into contracts with Director of Transportation necessary to complete the above describe project.

SECTION 6. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council or of any of its committees that resulted in such formal actions were in meetings open to the public in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

SECTION 7. The passage of this ordinance as an emergency measure is necessary to expedite the highway project(s) and to promote highway safety, therefore preserving the public peace, health, and safety of said Village. This ordinance shall be in full after its passage.

Vote to Suspend Rules: Yeas 4 Nays 0

Vote on Emergency: Yeas 4 Nays 0

Passed: 1-19-16 Yeas 4 Nays 0

ATTEST:

Fiscal Officer

President of Council

Mayor

Village Attorney

FISCAL OFFICER'S CERTIFICATE AS TO PUBLICATION

This is to certify that publication of the foregoing was duly made as provided in Ordinance No. 52-07 adopted by the following method:

By posting certified copies thereof in the six (6) public places specified in Section 105.01 of the Codified Ordinances of the Village of Genoa, and by Ordinance No. 52-07, said posting having been accomplished on the following date: 1-20 2016.

Fiscal Officer