

11-27-01 First reading.

Three reading rule suspended
passed.

Ordinance 91-01

PRELIMINARY LEGISLATION

Rev. 6/26/00

By: Mr. Weber

Ordinance Number 91-01
PID Number 23349
FRA-US40-15.45
(FRA-SR16-3.57)

The following is an Ordinance enacted by the City of Bexley, Franklin County, Ohio, hereinafter referred to as the Local Public Agency (LPA), in the matter of the stated described project.

SECTION I - Project Description

WHEREAS, the STATE has identified the need for the described project:

This project proposes to perform pavement repairs; plane and resurface pavement with asphalt concrete; and replace loop detectors and pavement markings. This project is an ODOT District Six Urban Paving Project.

Project limits extend on US40 (East Broad Street/Drexel Avenue/East Main Street) from 0.18 miles east of US62 Left (Nelson Road) to the Bexley east corporation limit and on SR16 (East Broad Street) from US40 Right (Drexel Avenue) to the Bexley east corporation limit.

NOW THEREFORE, be it ordained by the City of Bexley, Ohio.

SECTION II - Consent Statement

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

SECTION III - Cooperation Statement

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

That prior to the construction commencement date of the above-referenced project, the LPA shall install and/or repair all curb ramps which are necessary to ensure compliance with the Americans with Disabilities Act and the LPA agrees to assume and bear one hundred percent (100%) of the cost of such installation and/or repair of curb ramps.

The City will assume and bear one hundred percent (100%) of the cost of construction less the amount of Federal and State funds set aside by the Director of Transportation and the Federal Highway Administration. The City will assume and bear one hundred percent (100%) of the cost of curbs, gutters, utility relocations, partial- and full-depth pavement repairs and other non-surface related items. The City agrees to assume and bear one hundred percent (100%) of the total cost of

those features requested by the City which are not necessary for the improvement as determined by the State and Federal Highway Administration.

The City of Bexley agrees to act as the lead agency for the City of Columbus on the portion of US40 (East Broad Street) which is a split corporation limit between the Cities of Bexley and Columbus.

SECTION IV - Utilities and Right-of-Way Statement

The LPA 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. The LPA also understands that right-of-way costs include eligible utility costs.

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

SECTION V - Maintenance

Maintain the right-of-way and keep it free of obstructions, and hold said right-of-way inviolate for public highway purposes.

SECTION VI - Authority to Sign

The Mayor and Auditor of said City is hereby empowered on behalf of the City of Bexley to enter into contracts with the Director of Transportation necessary to complete the above described project.

Passed: 11-27, 2001
(Date)

Attested: Richard A. Levin
(Clerk)

[Signature]
(Mayor)

Attested: Clerk of Council
(Title)

Richard A. Levin
(Auditor)

This Ordinance is hereby declared to be an emergency measure to expedite the highway project(s) 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.

CERTIFICATE OF COPY
STATE OF OHIO

City of Bexley, Franklin County, Ohio

I, Richard A. Levin, as Clerk of the City of Bexley, Ohio, do hereby certify that the foregoing is a true and correct copy of the Ordinance adopted by the legislative Authority of the said City on the 27th day of November, 2001, that the publication of such Ordinance has been made and certified of record according to law; that no proceedings looking to a referendum upon such Ordinance have been taken; and that such Ordinance and certificate of publication thereof are of record in Ordinance Record Number, Page 91-01.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal, if applicable, this 27th day of November, 2001.

Richard A. Levin
Clerk

City of Bexley, Ohio.

(SEAL)
(If Applicable)

The foregoing is accepted as a basis for proceeding with the project herein described.
For the City of Bexley, Ohio

Attest: [Signature]

[Signature] Date 11-27-01
Contractual Officer

For the State of Ohio

Attest: _____

_____, Date _____
Director, Ohio Department of Transportation