

A RESOLUTION CONSENTING TO THE OHIO DEPARTMENT OF TRANSPORTATION'S SYSTEMIC GUARDRAIL MAINTENANCE AND REPAIR ON INTERSTATE 77 WITHIN THE VILLAGE OF RICHFIELD (PID NO. 118572), AND AUTHORIZING THE MAYOR AND FINANCE DIRECTOR TO EXECUTE AGREEMENTS NECESSARY FOR SAID PROJECT

WHEREAS, the State of Ohio and the Village of Richfield have identified the need for systemic guardrail maintenance and repair on Interstate 77 within the Village of Richfield (the Project); and

WHEREAS, THE State of Ohio has asked the Village, pursuant to R.C. 5521.01 to enact legislation consenting to the Project.

NOW THEREFORE, be it ordained by the Village of Richfield, Summit County, Ohio that:

Section I. The Council finds and determines that it is in the public interest for the Project to be completed. Accordingly, the Council hereby gives consent to the Director of Transportation to complete the Project.

Section II. The Council hereby affirmatively states that the Village shall cooperate with the Director of Transportation in the Project, and agrees that:

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

The Council further agrees to pay One Hundred Percent (100%) of the cost of those features requested by the Village which are determined by the State and Federal Highway Administration to be unnecessary for the Project.

Section III. The Village 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 Village also understands that right-of way costs include eligible utility costs.

Section IV. Upon completion of the described Project, and unless otherwise agreed, the Village agrees that it shall: (1) provide adequate maintenance for the described Project in accordance with all applicable state and federal law, including, but not limited to, 23 USC 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 V. The Mayor and Finance Director are hereby authorized to enter into any contracts with the Director of Transportation which is necessary to complete the Project.

Section VI. This Resolution is hereby declared to be an emergency measure for the reason that Council finds it necessary to expedite the 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.

PASSED: 2-7-2023


President of Council


Mayor

Dated: 2/7/2023

ATTEST:

Clerk of Council