

RESOLUTION NO. 29 - 2022

Offered by All of Council

**A RESOLUTION CONSENTING TO THE OHIO DEPARTMENT OF
TRANSPORTATION TO RESURFACE STATE ROUTES 176 AND 303
AND DECLARING AN EMERGENCY**

WHEREAS, the Village of Richfield and State of Ohio have identified the need for resurfacing of State Route 176 and from the west corporation limit to Richfield Woods Drive and just south of State Route 303 to Interstate 77 and resurfacing of State Route 303 from the west corporation limit to just west of State Route 176 and from Brecksville Road to the eastern corporation limit, all within the Village of Richfield.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Village of Richfield, County of Summit, State of Ohio that:

SECTION 1. Being in the public interest, Council gives consent to Director of Transportation to complete the above-described project.

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

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

The Village 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 above-described project.

SECTION 3. The Village agrees that all right-of-way required for the above-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 4. Upon completion of the above-described project, and unless otherwise agreed, the Village shall: (1) provide adequate maintenance for the above-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 5. The Mayor and Director of Finance are authorized and directed to enter into contracts with the Director of Transportation that are necessary to complete the above-described project.

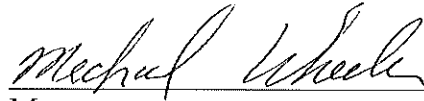
SECTION 6. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings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

SECTION 7. This Resolution is hereby declared to be an emergency measure necessary for the preservation of the public health, safety and welfare of the residents of the Village of Richfield and for the further purpose of immediately necessary to expedite the above-described project and to promote highway safety; wherefore, provided this Resolution receives the affirmative vote of two-thirds of the members of Council elected or appointed, it shall take effect immediately upon its adoption and approval by the Mayor; otherwise it shall take effect and be in force at the earliest time provided by law.

PASSED: 5-3-2022



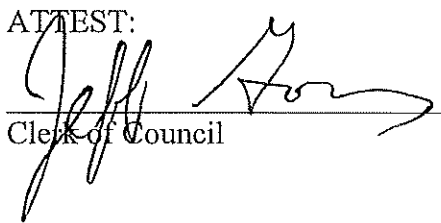
President of Council



Mayor

Date: 5/11/2022

ATTEST:



Clerk of Council

CONSENT LEGISLATION

RC 5521.01

Ordinance/Resolution# 29-2022

PID No. 110668

County/Route/Section SUM SR176/303 0.25/0.00

The following is Resolution 29-2022 enacted by the Village of Richfield of Summit
(Ordinance/Resolution) (Local Public Agency)
County, Ohio, hereinafter referred to as the Local Public Agency (LPA).

SECTION I - Project Description

WHEREAS, the (LPA/STATE) has identified the need for the described project:

Resurfacing of SUM SR 176 and from the West Corp Limit to Richfield Woods Dr and just south of SR 303 to I 77. Resurfacing of SUM SR 303 from the West Corp Limit to just west of SR 176 and from Brecksville Rd to the Eastern Corp Limit, all within the Village of Richfield.

NOW THEREFORE, be it ordained by the Village of Richfield of Summit County, Ohio.
(LPA)

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:

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

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

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.

SECTION V - Maintenance

Upon completion of the described Project, and unless otherwise agreed, the LPA 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 VI - Authority to Sign

The Mayor of said Village of Richfield is hereby empowered
(Contractual Agent) (LPA)
on behalf of the Village of Richfield to enter into contracts with the Director of
(LPA)
Transportation which is necessary to complete the above described project.

Passed: 5-3-2022
(Date)

Attested: [Signature]
(Clerk)

X [Signature]
(Officer of LPA - title)

Attested: _____
(Title)

X [Signature]
(President of Council)

This resolution is hereby declared to be an emergency measure to
(Ordinance/Resolution)
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.