

A RESOLUTION CONSENTING TO THE OHIO DEPARTMENT OF TRANSPORTATION PROJECT FOR THE WIDENING OF INTERSTATE 77 FROM STATE ROUTE 21 TO THE OHIO TURNPIKE, INCLUDING THE WIDENING OF INTERSTATE 77 STRUCTURES OVER STATE ROUTE 21 AND LOWERING STATE ROUTE 21 TO PROVIDE ADEQUATE OVERHEAD CLEARANCE IN THE VILLAGE OF RICHFIELD, AND DECLARING AN EMERGENCY

WHEREAS, the State of Ohio has identified the need for the widening of Interstate 77 from State Route 21 to the Ohio Turnpike, including the widening of Interstate 77 structures over State Route 21 and lowering State Route 21 to provide adequate overhead clearance in the Village of Richfield.

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

- SECTION 1. Being in the public interest, the Village gives consent to the Director of Transportation to widening of Interstate 77 from State Route 21 to the Ohio Turnpike, including the widening of Interstate 77 structures over State Route 21 and lowering State Route 21 to provide adequate overhead clearance in the Village of Richfield (PID No. 104983 and County/Route/Section CUY-IR-00.42 Interchange).
- SECTION 2. The shall cooperate with the Director of Transportation in the above described project as follows: (1) 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 LPA which are determined by the State and Federal Highway Administration to be unnecessary for the Project.
- SECTION 3. 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 4. Upon completion of the described Project, and unless otherwise agreed, the Village 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 5. The Mayor of the Village of Richfield is hereby empowered on behalf of the Village to enter into contracts with ODOT preliminary consultants to for the preliminary engineering phase of the Project and to enter into contracts with the Director of Transportation necessary to complete the above described project.

SECTION 6. It was 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 this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal actions, were in meetings open to the public, in compliance with legal requirements, including Section 121.22 of the Ohio Revised Code.


SECTION 7. This Resolution is hereby declared an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the residents of the Village of Richfield, County of Summit, State of Ohio and for the further reason that it is immediately necessary to expedite this highway 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 passage and execution by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED: _____

6-7-22



President of Council



Mayor

Date: _____

6/7/2022

ATTEST



Clerk of Council

CONSENT LEGISLATION

RC 5521.01

Ordinance/Resolution#

34-2022

PID No.

104983

County/Route/Section CUY-IR 77-00.42 Interchange

The following is Res. 34-2022 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:

Widening of SUM IR 77 from four to six lanes from SR 21 to the Ohio Turnpike, includes widening of IR 77 structures over SR 21 and lowering SR 21 to provide adequate overhead clearance, in 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: 6-7-22,
(Date)

Attested: [Signature]
(Clerk)

X [Signature]
(Officer of LPA - title)

Attested: _____
(Title)

X [Signature]
(President of Council)

This Res. 34-2022 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.