

A RESOLUTION TO AUTHORIZE THE MAYOR AND DIRECTOR OF FINANCE TO ENTER INTO AN AGREEMENT WITH THE STATE OF OHIO FOR RESURFACING AND COSTS THEREOF OF BRECKSVILLE ROAD AND DECLARING AN EMERGENCY

WHEREAS, at a meeting of the legislative authority of Richfield, Ohio held in the office of said legislative authority on the 3rd day of May, 1983, a quorum being present, the improvement of Brecksville Road, under the provisions of Chapter 5521, Ohio Revised Code, came on for further consideration the portion of highway as described in the legislation proposing cooperation with the Director of Transportation, enacted on the 6th day of April, 1982, being described as follows:

The resurfacing on Brecksville Road, from Everett Road to Interstate Route No. 271, lying within the Village of Richfield. Total length of work being approximately 1.357 miles.

WHEREAS, in the legislation proposing cooperation, the legislative authority proposed to cooperate with the Director of Transportation in the improvement of Brecksville Road, by assuming and contributing the entire cost and expense of the improvement less the amount of Federal Funds set aside by the Director of Transportation for the financing of this improvement from funds allocated by the Federal Highway Administration; and further, by providing One Hundred percent (100%) of the cost of the Preliminary Engineering.

The Director of Transportation notwithstanding the percentage basis of contribution may allocate the money contributed in whatever manner he may deem necessary in financing the cost of construction, rights-of-way, engineering and incidental expenses. The total share of the cost for the Village of Richfield, Ohio, is now estimated in the amount of Fifty-five Thousand One Hundred Twenty-five and no/100 Dollars, (\$55,125.00), but the estimated amount is to be adjusted in order that the ultimate share of the Village of the cost of the improvement shall correspond with the percentages of actual cost when the actual costs are determined, and

WHEREAS, the Director of Transportation has approved the legislation proposing cooperation and has caused plans and specifications to be made and an estimate of cost and expense for improving the above described highway and has transmitted copies to this legislative authority, and

WHEREAS, this legislative authority desires the Director of Transportation to proceed with the highway improvement.

Now, Therefore, Be It Resolved by the Council of the Village of Richfield, Summit County, Ohio:

Section 1: The section of highway above described be improved under the provisions of aforesaid law. That said work be done under the charge, care, and superintendence of the Director of Transportation and that said plans, specifications and estimates for this highway improvement as approved by the Director of Transportation are hereby approved and adopted by this legislative authority.

- Section 2: This legislative authority is still of the opinion the proposed work on the described highway should be constructed and that we should co-operate on the basis set forth in our proposal.
- Section 3: The estimated sum of Fifty-five Thousand One Hundred Twenty-five and no/100 Dollars (\$55,125.00), is hereby appropriated for improving the highway described above, and the fiscal officer is hereby authorized and directed to issue his order on the treasurer for the sum upon the requisition of the Director of Transportation to pay the cost and expense of the improvement. We hereby agree to assume, in the first instance, the share of the cost and expense over and above the amount to be allocated from Federal Funds.
- Section 4: The installation of utility facilities on the right-of-way shall conform with the requirements of the Federal Highway Administration Policy and Procedure Memorandum 30-4, "Utility Relocations and Adjustments" and the Department of Transportation rules on Utility Accomodation.
- Section 5: It is hereby agreed that the Village shall, at its own expense, make all rearrangements of water mains, service lines, fire hydrants, valve boxes, sanitary sewers, or other municipally owned utilities and/or any appurtenances thereto, which do not comply with Ohio Department of Transportation Directive 28-A, whether inside or outside the corporate limits as may be necessary to conform to the improvements and the rearrangements shall be done at such time as requested by the Department of Transportation Engineer.
- Section 6: Traffic control signals will be installed on the project only when recommended by a study of roadway and traffic conditions by a traffic engineer or when at least one of the warranting conditions specified in the Ohio Manual of Uniform Traffic Control Devices is met and the municipality does hereby agree to place and maintain all traffic control devices conforming to the Ohio Manual of Uniform Traffic Control Devices on the improvement in compliance with the provisions of Section 4511.11 and related sections of the Ohio Revised Code.
- Section 7: The rights-of-way provided for the improvements shall be held inviolate for public highway purposes and no signs, posters, billboards, roadside stands or other private installations shall be permitted within the right-of-way limits.
- Section 8: This legislative authority of Richfield, Ohio, hereby requests the Director of Transportation to proceed with the aforesaid highway improvement.
- Section 9: This legislative authority of Richfield, Ohio, enter into a contract with the Director of Transportation providing for the payment by the legislative authority of the estimated sum of Fifty-five Thousand One Hundred Twenty-five and no/100 Dollars (\$55,125.00), the agreed proportion of the cost and expense to be borne by Richfield, Ohio, for the improvement of the hereinafter described highway.

Section 10:


The Clerk of This legislative authority be, and is hereby directed to transmit to the Director of Transportation a certified copy of these Resolutions.

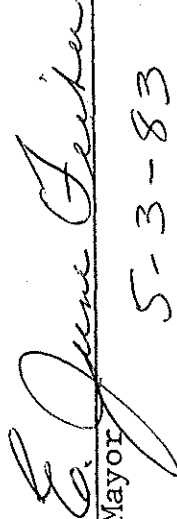
Section 11:

This Resolution is hereby declared to be an emergency measure by reason of the need for expediting construction of project(s) to promote highway safety, and provided it receives the affirmative vote of two-thirds of the members of the legislative authority, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest date allowed by law.

Passed:

5/3/83


President of Council


Mayor 5-3-83

Attest:


Clerk of Council

I, Clerk of Council of the Village of Richfield, Ohio, hereby certify that the foregoing is a true and correct copy of
