

City of Oberlin, Ohio

ORDINANCE No. 11-03 AC CMS

AN ORDINANCE AUTHORIZING THE CITY OF OBERLIN TO COOPERATE WITH THE OHIO DEPARTMENT OF TRANSPORTATION TO CRACK SEAL LOR US 20 IN THE CITY OF OBERLIN, OHIO, AND DECLARING AN EMERGENCY

WHEREAS, the State of Ohio has identified the need to crack seal LOR US 20 from the Huron County line east to the beginning of the four lane concrete section (SLW 0.00-8.56); and

WHEREAS, approximately 0.36 miles of this project is located within the City of Oberlin; and

WHEREAS, this project is currently scheduled for the summer 2011 construction season.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Oberlin, County of Lorain, State of Ohio, five-sevenths (5/7ths) of all members elected thereto concurring:

SECTION 1. That the project is further identified by the Ohio Department of Transportation by the project name D03 CRSEAL FY2010 and the PID No. 82446.

SECTION 2. Being in the public interest, the City gives consent to the Director of Transportation to complete the above described project.

SECTION 3. The City shall cooperate with the Director of Transportation in the above described project as follows:

1. The City gives consent for the above-described improvement.
2. No funds are required from the City except that the City agrees to assume and bear one hundred percent (100%) of the total cost for added construction items requested by the City and not necessary for the improvement as determined by the State and the Federal Highway Administration.

SECTION 4. The City will maintain the right-of-way and keep it free of obstructions, and hold said right-of-way inviolate for public highway purposes.

SECTION 5. The City Manager of the City of Oberlin is hereby empowered on behalf of the City of Oberlin to enter into contracts with the Director of Transportation necessary to complete the above described project.

SECTION 6. It is hereby found and determined that all formal actions of this Council concerning or 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 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. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the citizens of the City of Oberlin, Ohio, or to provide for the usual daily operation of a municipal department, to wit:

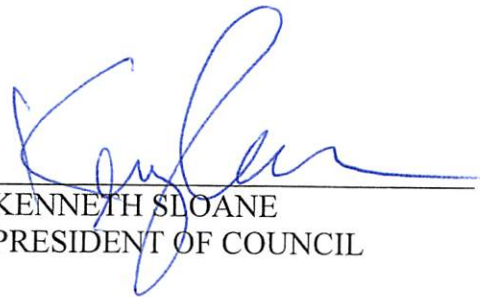
“to expedite a planned highway project and to promote highway safety”,
and shall take effect immediately upon passage.

PASSED: 1st Reading – January 18, 2011 (S, E)
2nd Reading -
3rd Reading -

ATTEST:



BELINDA B. ANDERSON, CMC
CLERK OF COUNCIL



KENNETH SLOANE
PRESIDENT OF COUNCIL

POSTED: 01/19/2011

EFFECTIVE DATE: 01/18/2011

**CERTIFICATE OF COPY
STATE OF OHIO**

City of Oberlin of Lorain County, Ohio

I, Belinda Anderson, as Clerk of the City of Oberlin of Lorain County, Ohio,

Do hereby certify that the foregoing is a true and correct copy of Ord. 11-03 adopted by
(Ordinance/Resolution)

the legislative Authority of the said City of Oberlin on this 18th day of Jan., 2011,

that the publication of such Ord. 11-03 has been made and certified of record according to
(Ordinance/Resolution)

law; that no proceedings looking to a referendum upon such Ord. 11-03 have been taken;
(Ordinance/Resolution)

and that such Ord. 11-03 and certificate of publication thereof are of record in
(Ordinance/Resolution)

the office of the Clerk of Council.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official

seal, if applicable, this 2nd day of February 2011,

Belinda B. Anderson
Clerk Signature

(SEAL)
(If Applicable)

City of Oberlin of Lorain County, Ohio.

The foregoing is accepted as a basis for proceeding with the project herein described.

For the City of Oberlin of Lorain County, Ohio

Attest: [Signature]

Eric P. Norenberg, City Manager, Date 2/2/11
Contractual Officer

For the State of Ohio

Attest: Judy A. Peto

Jerry Wray, Date 2-8-11
ACS