

City of Oberlin, Ohio

ORDINANCE No. 12-34 AC CMS

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR THE RESURFACING OF STATE ROUTE 58 IN THE CITY OF OBERLIN, OHIO, AND DECLARING AN EMERGENCY

WHEREAS, the State of Ohio has identified the need to resurface State Route 58 from the pavement joint 0.19 miles north of the village of Wellington, to just south of Hamilton Road in the City of Oberlin; and

WHEREAS, by Ordinance 12-22 AC CMS, enacted on March 19th, 2012, the City of Oberlin agreed to cooperate with the Ohio Department of Transportation for the resurfacing of State Route 58 in the City of Oberlin. This project will include pavement planning, pavement repair, resurfacing with asphalt concrete and pavement markings on State Route 58, lying within the City of Oberlin; and

WHEREAS, the project is further identified by the Ohio Department of Transportation by the project name State Route 58 Section 8.42 and the PID No. 82773; and

WHEREAS, the City of Oberlin shall cooperate with the Director of Transportation as follows:

The City agrees to assume and bear one hundred percent (100%) of the entire cost of the improvement, less the amount of Federal-aid and State funds set aside by the Director of Transportation for the financing of this improvement from funds allocated by the Federal Highway Administration, U.S. Department of Transportation.

The City's share of the cost is now estimated in the amount of Seven Thousand Six Hundred and Forty-Two and 00/100 Dollars, (\$7,642.00), but said estimated amount is to be adjusted in order that the City's ultimate share of said improvement shall correspond with said percentages of actual costs when said actual costs are determined; and

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

WHEREAS, the City of Oberlin desires the Director of Transportation to proceed with the aforesaid highway improvement.

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 estimated sum of Seven Thousand Six Hundred Forty Two and 00/100 Dollars (\$7,642.00) is hereby appropriated for the improvement described above and the Fiscal Officer is hereby authorized and directed to issue an order on the Treasurer for said sum upon the requisition of the

Director of Transportation to pay the cost and expense of said improvement. The City of Oberlin does hereby agree to assume in the first instance, the share of the cost and expense over and above the amount to be paid from Federal funds.

SECTION 2. That the City of Oberlin requests the Director of Transportation to proceed with the aforesaid highway improvement.

SECTION 3. That the City of Oberlin enter into a contract with the State of Ohio and that the City Manager is hereby authorized to execute said contract, providing for the payment of the City's sum of money as set forth hereinabove.

SECTION 4. That the City of Oberlin transmit to the Director of Transportation a fully executed copy of this Ordinance.


SECTION 5. 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 6. 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 promote safety by expediting the resurfacing of State Route 58”, and shall take effect immediately upon passage.

PASSED: 1st Reading – May 7, 2012 (S, E)
2nd Reading -
3rd Reading -

ATTEST:


BELINDA B. ANDERSON, CMC
CLERK OF COUNCIL


RONNIE J. RIMBERT
PRESIDENT OF COUNCIL

POSTED: 05/08/2012

EFFECTIVE DATE: 05/07/2012

Project Name: Lorain County – City of Oberlin State Route 58 – Section 8.42

**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 Ordinance 12-34 adopted by
(Ordinance/Resolution)

the legislative Authority of the said City of Oberlin on this 7th day of May, 2012,

that the publication of such Ordinance 12-34 has been made and certified of record according to
(Ordinance/Resolution)

law; that no proceedings looking to a referendum upon such Ordinance 12-34 have been taken;
(Ordinance/Resolution)

and that such Ordinance 12-34 and certificate of publication thereof are of record in
(Ordinance/Resolution)

_____, Page _____.
(Ordinance/Resolution)

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

seal, if applicable, this 8th day of May, 2012,

(Belinda) A. Anderson

(SEAL)
(if Applicable)

Clerk Signature

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: _____, Date _____
Contractual Officer

For the State of Ohio

Attest: _____, Date _____
Director, Ohio Department of Transportation