

Ordinance No. 2022-25

**AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO AN
AGREEMENT WITH THE DIRECTOR OF TRANSPORTATION FOR A
RESURFACING PROJECT IN THE
VILLAGE CORPORATION BOUNDARIES
PID No. 102700
County/Route/Section: GAL SR 7 19.391**

The following is an Ordinance enacted by the Village of Gallipolis, Gallia County, Ohio, hereinafter referred to as the Local Public Agency (LPA), in the matter of the stated described project.

SECTION I - Project Description

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

Two-lane resurfacing project using an asphalt overlay treatment on State Route 7 in the Village of Gallipolis. Begin work at the enter Gallipolis corporation limit and end work 0.20 miles S of the US 35 on ramp. Total length of work in the Village of Gallipolis is approximately 4.58 miles.

NOW THEREFORE, BE IT ORDAINED, by the City Commission of the City of Gallipolis, State of Ohio:

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 agrees to pay 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.

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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.

The LPA agrees that all utility accommodation, relocation, and reimbursement will comply with the current provisions of 23 CFR 645 and the ODOT Utilities Manual.

SECTION V - Maintenance

Upon completion of the Project, and unless otherwise agreed, the LPA shall: (1) provide adequate maintenance for the Project in accordance with all applicable state and federal law, including, but not limited to, Title 23, U.S.C., Section 116; (2) provide ample financial provisions, as necessary, for such 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 City Manager of said Village of Gallipolis is hereby empowered on behalf of the Village to enter into contracts with the Director of Transportation necessary to complete the above-described project.

Passed: August 15, 2022.
(Date)

Attested: Shelly Clonch

Shelly Clonch, City Clerk

Attested: Tony Gallagher

Tony Gallagher, President of Commission

Approved as to Form: Brynn S. Noe
Brynn S. Noe, City Solicitor

This Ordinance is hereby declared to be an emergency measure to 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.

PID No. 102700

CERTIFICATE OF COPY

STATE OF OHIO

Village of Gallipolis of Gallia County,
Ohio (LPA)

I, Shelly Clonch, as Clerk of the Village of Gallipolis
of Gallia County, Ohio, do hereby certify that the foregoing is a true and
correct copy of Ordinance 2022-25 adopted by the legislative Authority of the said
Village of Gallipolis on the 15th day of August, 2022,
that the publication of such Ordinance 2022-25 has been made and certified of
record according to law; that no proceedings looking to a referendum upon such
_____ have been taken; and that such Ordinance 2022-25

_____ (Ordinance/Resolut
ion)
and certificate of publication thereof are of record in _____, Page _____ .
(Ordinance/Resolution Record No.)

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official
seal, if applicable, this 16th day of August, 2022.

Shelly Clonch
Clerk

(SEAL)
(If Applicable) Gallia County, Ohio. Village of Gallipolis of
(LPA)

The foregoing is accepted as a basis for proceeding with the project herein described.
For the Village of Gallipolis of Gallia County, Ohio
(LPA)

Attest: _____
(Witness Signature)

8/17/22, Date
Downs
Contractual Officer

For the State of Ohio

Attest: _____, Date

Director, Ohio Department of Transporta