

	Yes	No	
Emergency			
First Reading	6	0	
Second Reading			
Third Reading	5	0	Effective: July 18, 2018
Suspension	5	0	

**PRELIMINARY LEGISLATION**

Participatory

**Ordinance # 2018-4**

**PID No. 101232**

**County/Route/Section: Ful-20A-12.49 Part 1/ Ful-2-14.90 Part 2**

The following is an ordinance enacted by the City of Wauseon, Fulton 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:

*To resurface US 20A from 800' East of SR 108 to SR 109 and to resurface SR 2 from Clinton St to US 20A, parts of which are located within the City of Wauseon.*

NOW THEREFORE, be it ordained by the City of Wauseon, 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:

- 1) The LPA agrees to assume and contribute the entire cost and expense of the project less the amount of federal-aid funds set aside by the Director of Transportation for the financing of this project from funds allocated by the Federal Highway Administration, United States Department of Transportation.
- 2) The LPA will assume and bear one hundred percent (100%) of the total cost of any features requested by the LPA which are not necessary for the project as determined by the State and/or the Federal Highway Administration. In addition, the LPA will assume and bear one hundred percent (100%) of the total cost to install and/or repair curb ramps at all necessary intersections to ensure compliance with the Americans with Disabilities Act.
- 3) The LPA consents to having the State acquire all necessary rights of way for the subject project in the name of the LPA.

- 4) The LPA further agrees that change orders and extra work contracts required to fulfill the construction contracts shall be processed as needed. The State shall not approve a change order or extra work contract until it first gives notice, in writing, to the LPA. The LPA shall contribute its share of the cost of these items in accordance with other sections herein.
- 5) The State agrees to be the lead agency and to administer the construction phase of the project.

**PID No. 101232**

**SECTION IV - Utilities and Right-of-Way Statement**

The LPA agrees that all existing street and public way right-of-way within the jurisdiction of the LPA which is necessary for the described project shall be made available therefor. The LPA further agrees that any right-of-way acquired by said LPA on behalf of the described project shall be acquired and/or made available in accordance with current State and Federal regulations.

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 those portions of the Project under the jurisdiction of the LPA 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 the maintenance of those portions of the Project under its jurisdiction; 3) maintain the right-of-way, keeping it free of obstructions; and 4) hold said right-of-way inviolate for public highway purposes.

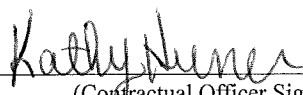
**SECTION VI - Authority to Sign**

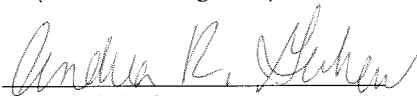
The Mayor, Kathy Huner, of said City is hereby empowered on behalf of the City of Wauseon  
(Contractual Officer)

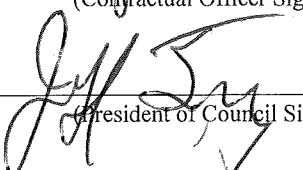
to enter into contracts with the Director of Transportation necessary to complete the above described project.

Passed: June 18, 2018  
(Date)

Attested:   
(Law Director Signature)

  
(Contractual Officer Signature)

Attested:   
(Clerk Signature)

  
(President of Council Signature)