

PRELIMINARY LEGISLATION

Consent

Rev. 6/26/00

Ordinance/Resolution #: 2010-11

PID No.: 88978

County/Route/Section: BRO / SR125 / 0.00

The following is a/an 2010-11 enacted by the Village of Hamersville of
(Ordinance/Resolution) (Local Public Agency)

Brown County, Ohio, hereinafter referred to as the Local Public Agency (LPA), in the matter of the state described project.

SECTION I - Project Description

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

It is proposed, within the corporation limits of the Village of Hamersville to resurface a portion of SR125.

NOW THEREFORE, be it ordained by the Village of Hamersville of Brown County, Ohio.
(LPA)

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 improvements.

Except for all costs of added construction items generating extra work contracts under Ohio Laws, unless performance is approved by the State of Ohio and the Federal Highway Administration before work is authorized.

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 the 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

I, Laurence Talbot of said Village of Hamersville is hereby empowered on
(Contractual Agent) (LPA)
behalf of the Village of Hamersville of Brown County to enter into contracts with the Director of
(LPA)
Transportation which is necessary to complete the above described project.

Passed: 8-9, 2010.
(Date)

Attested: Tammie Gile
(Clerk)

Sam A. Paul
(Contractual Agent)

Attested: Tammie Gile
(Clerk)

Sam A. Paul
(President of Council)

This Resolution is hereby declared to be an emergency measure to expedite the
(Ordinance/Resolution)
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.

CERTIFICATE OF COPY
STATE OF OHIO

Village of Hamersville of Brown, Ohio
(LPA)

I, Dammie Ogle, as Clerk of the Village of Hamersville of Brown County,
(LPA)
Ohio, do hereby certify that the foregoing is a true and correct copy of

Resolution adopted by the legislative Authority of the said
(Ordinance/Resolution)
Village of Hamersville on the 9th day of August, 2010,
(LPA)
that the publication of such Resolution has been made and certified of
(Ordinance/Resolution)
record according to law; that no proceedings looking to a referendum upon such
Resolution have been taken; and that such Resolution
(Ordinance/Resolution) (Ordinance/Resolution)
and certificate of publication thereof are of record in 2010-11, Page 336.
(Ordinance/Resolution Record No.)

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official
seal, if applicable, this 9th day of August, 2010.

Dammie Ogle
Clerk

(CITY SEAL)

Village of Hamersville of Brown County, Ohio.
(LPA)

(If the LPA is designated as a City then the "City Seal" is required. If no Seal, then a letter stating "no seal" is required to accompany the executed legislation.)

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

For Village of Hamersville of Brown County, Ohio.
(LPA)
Attested: Dammie Ogle [Signature], Date 8-9-10
Contractual Agent

For the State of Ohio

Attest: Kathina L. Betts [Signature], Date 3-9-11
Director, Ohio Department of Transportation