

6/12/2022

PRELIMINARY LEGISLATION
(LPA-ODOT-Let Project Agreement)
(CONSENT)

Ordinance Resolution # : 2022-07
PID No. : 109969

County/Route/Section : WAR GEN SIGNS FY2023
Agreement No: _____

The following is a/an Resolution enacted by the Village of Harveysburg of Warren
(Motion/Ordinance/Resolution) (Local Public Agency)
County, Ohio, hereinafter referred to as the Local Public Agency (LPA).

SECTION I – Project Description

WHEREAS, the STATE has determined the need for the described project:

Systematic sign upgrade on all ODOT routes excluding, IR-71, IR-75, SR48, and SR123 in Warren County.

NOW THEREFORE, be it ordained by the Village of Harveysburg of Warren 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 as detailed in the LPA-ODOT-Let Agreement entered into between the parties, if applicable.

SECTION III – Cooperation Statement

The LPA shall cooperate with the Director of Transportation in the development and construction of the above described project and shall enter into a LPA Federal ODOT Let Project Agreement, if applicable, as well as any other agreements necessary to develop and construct the Project.

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.

SECTION IV Authority to Sign

The LPA hereby authorizes Mayor of said Village of Harveysburg to
(Signature authority) (LPA-or its division, department or agency)
enter into and execute contracts with the Director of Transportation which are necessary to develop plans for and to complete the above-described project; and to execute contracts with ODOT pre-qualified consultants for the preliminary engineering phase of the Project.

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Upon request of ODOT, the Mayor is also empowered to execute any appropriate documents to
(Signature authority)
affect the assignment of all rights, title, and interests of the Village of Harveysburg to ODOT arising from any
(LPA)
agreement with its consultant in order to allow ODOT to direct additional or corrective work, recover damages due
to errors or omissions, and to exercise all other contractual rights and remedies afforded by law or equity.

SECTION V – 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 VI – 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 VII-Emergency measure

(as applicable)

The Resolution is hereby declared to be an emergency measure to expedite the highway project and
(Motion/Ordinance/Resolution)
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.

Passed: June 13, 2022.
(Date)

Attested: Heather Matyska
(Clerk)

Dick Verge - Mayor
(Contractual Agent of LPA – title)

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**CERTIFICATE OF COPY
STATE OF OHIO**

Village of Harveysburg of Warren County, Ohio
(LPA)

I, Heather Matuszak, as Clerk of the Village of Harveysburg
(LPA)

of Warren County, Ohio, do hereby certify that the foregoing is a true and correct copy of
Resolution 2022-07 adopted by the legislative Authority of the said
(Motion/Ordinance/Resolution)

Village of Harveysburg on the 13th day of June, 2022.
(LPA)

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal, if applicable,
this 14th day of June, 2022.

SEAL

Heather Matuszak
(Clerk)

Village of Harveysburg of Warren 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.")