

RESOLUTION NO.: 2019-R96
SPONSOR: MAYOR NEUGEBAUER
INTRODUCED: OCTOBER 08, 2019 **ASSIGNED TO:** TCS

A RESOLUTION CONSENTING AND COOPERATING WITH THE STATE OF OHIO, DIRECTOR OF TRANSPORTATION, FOR SIGN REPLACEMENT ON SR-619, LOCATED IN THE CITY OF GREEN, AND DECLARING AN EMERGENCY.

WHEREAS, the State of Ohio has identified the need for improvement of the signage on SR-619 within the City Limits ("Project"); and

WHEREAS, RC 5521.01 requires the City of Green to pass a Resolution and forward it to State of Ohio before any work on State highways can occur within the City limits; and

WHEREAS, the City of Green desires to cooperate with the State of Ohio, Director of Transportation.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF GREEN, COUNTY OF SUMMIT AND STATE OF OHIO, THAT:

SECTION ONE:

The City of Green gives consent to the Director of Transportation to complete the Project.

SECTION TWO:

The City of Green shall cooperate with the Director of Transportation in the above described project as follows:

The State shall assume and bear 100% of the costs of the improvement.

The City of Green further agrees to pay One Hundred Percent (100%) of the cost of those features requested by the City of Green which are determined by the State and Federal Highway Administration to be unnecessary for the Project.

SECTION THREE:

The City of Green agrees that all right-of-way required for the described Project will be made available in accordance with current State and Federal regulations. The City of Green also understands that right-of way costs include eligible utility costs.

SECTION FOUR:

Upon completion of the described Project, and unless otherwise agreed, the LPA shall: (1) provide adequate maintenance for the described Project in accordance with all applicable state and federal law, including, but not limited to, 23 USC 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.

231

SECTION FIVE:

The City of Green finds and determines that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken in open meetings of this Council and any deliberations of this Council and any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements.

SECTION SIX:

Green City Council declares this to be an emergency immediately necessary for the preservation of the public peace, health, safety and welfare of the citizens of Green and for the further reason to permit the Project to proceed immediately. Provided that this legislation receives the affirmative vote of three-fourths ($\frac{3}{4}$ ths) of the members elected or appointed to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force at the earliest time allowed by law.

ADOPTED: November 12, 2019

Molly Kapeluck
Molly Kapeluck, Clerk of Council

Bob Young
Bob Young, Council President

APPROVED: Nov. 12, 2019

Gerard M. Neugebauer
Gerard M. Neugebauer, Mayor

COPIED
MAY SVCE FIN FIRE LAW PARK PLAN ZONE ENG HR

ENACTED EFFECTIVE: NOVEMBER 12 2019

ON ROLL CALL: Babbitt - Aye Dyer - Aye
Speight - Aye Yeargin - Aye

Humphrey - Aye
Young - Aye

Shaughnessy - Aye
Adopted 7-0

Suburbanite publication on NOVEMBER 15 and NOVEMBER 22, 2019

Molly Kapeluck
Molly Kapeluck, Clerk