

Passed: Chaiken  
By: February 8, 2010

RESOLUTION NO. 2010-02

A RESOLUTION ADOPTING FINAL LEGISLATION IN CONNECTION WITH  
OBTAINING FINANCING FROM THE OHIO DEPARTMENT OF TRANSPORTATION  
FOR GALBRAITH ROAD PROJECT

The following Final Resolution enacted by the Village of Amberley, hereinafter referred to as the Legislative Authority or Local Public Agency (LPA), in the matter of the stated described project.

WHEREAS, This project is being funded in part by the American Recovery and Reinvestment Act (ARRA) and funds from that Act are capped at the Federal share amount.

WHEREAS, on the 18<sup>th</sup> day of September, 2009, the LPA enacted legislation proposing cooperation with the Director of Transportation for the described project:

**The project will consist of rehabilitation of deteriorated pavement by milling existing pavement and replacing with single chip seal with polymer binder, 1” Item 448 intermediate course, and 1.25” Type 1 surface repair of damaged curb, pavement distressed areas and damaged inlets will occur. The installation of ADA compliant curb ramps, rpm’s and thermoplastic pavement markings are included on County Road 101, lying within the Village of Amberley.**

WHEREAS, the LPA shall cooperate with the Director of Transportation in the above described projects as follows:

**The Village agrees to assume and bear one hundred percent (100%) of the entire cost of the improvement, less the amount of Federal-aid OKI ARRA funds, set aside by the Director of Transportation for the financing of this improvement from funds allocated by the Federal Highway Administration and U.S. Department of Transportation, and further, the Village agrees to assume and bear one hundred percent (100%) of the cost of Right-of-Way less the Federal-aid funds set aside as well as one hundred percent (100%) of the cost of Preliminary Engineering, excluding in-house preliminary engineering and Right-of-Way charges incurred by the State.**

In view of the fact that the LPA’s share of the project is now estimated in the amount of **Zero and ----00/100 Dollars (\$0.00)** therefore, the Village will not be required to deposit any funds at this time. The LPA’s ultimate share of the cost will be determined when final actual costs and allocations are determined.

WHEREAS, The Director of Transportation has approved said legislation proposing cooperation and has caused to be made plans and specifications and an estimate of cost and expense for improving the above described highway and has transmitted copies of same to this legislative authority; and

WHEREAS, this legislative authority desires the Director of Transportation to proceed with the aforesaid highway improvement.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF AMBERLEY VILLAGE, STATE OF OHIO, six (6) members elected thereto concurring:

SECTION 1: That the LPA hereby requests the Director of Transportation to proceed with the aforesaid highway improvement.

SECTION 2: That the LPA enter into a contract with the State, and that the **Village Manager** be, and hereby is authorized to execute said contract for improving the described project.

SECTION 3: That the LPA transmit to the Director of Transportation a fully executed copy of this Resolution.

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Mayor Merrie Stillpass

ATTEST:

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Nicole Browder, Clerk of Council

I, Clerk of Council of the Village of Amberley Village, Ohio, certify that on the \_\_\_ day of \_\_\_\_\_, 2009, the foregoing Resolution was published pursuant to Article IX of the Home Rule Charter by posting true copies of said Resolution at all the places of public notice as designated by Sec. 31.40 (B), Code of Ordinances.

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Nicole Browder, Clerk of Council