

# RECORD OF RESOLUTIONS

Resolution No. \_\_\_\_\_

Passed \_\_\_\_\_

PID No. 104780

## RESOLUTION 20-13

**A FINAL RESOLUTION AUTHORIZING THE MAYOR AND FISCAL OFFICER TO PAY 100% OF THE ENTIRE COST AND EXPENSE OF REPLACING A CULVERT ACROSS WEST MAIN STREET (U.S. 40), LESS THE AMOUNT OF FEDERAL-AID FUNDS SET ASIDE BY THE DIRECTOR OF TRANSPORTATION, AND DECLARING AN EMERGENCY.**

The following Final Resolution enacted by the Village of Hebron, Ohio, hereinafter referred to as the Legislative Authority/Local Public Agency or "LPA", in the matter of the stated described project.

WHEREAS, on the **22<sup>nd</sup> day of July, 2020**, the LPA enacted legislation proposing cooperation with the Director of Transportation for the described project:

**The project consists of replacing a culvert across W. Main Street (U.S. 40) located approximately 175 feet east of Lakewood Drive, including full depth pavement, sidewalk, drainage, and pavement markings, lying within the Village of Hebron; and**

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

**The Village agrees to assume and bear one hundred percent (100%) of the entire cost of the improvement within the village limits, less the amount of Federal-Aid funds set aside by the Director of Transportation for the financing of this improvement from funds allocated by the Federal Highway Administration, U.S. Department of Transportation.**

The share of the cost of the LPA is now estimated in the amount of **Ninety-Five Thousand Five Hundred Seventy-Five and ---50/100 Dollars, (\$95,575.50)**, but said estimated amount is to be adjusted in order that the LPA's ultimate share of said improvement shall correspond with said percentages of actual costs when said actual costs are determined; and

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 the same to this legislative authority; and

WHEREAS, the LPA desires the Director of Transportation to proceed with the aforesaid highway improvement.

WHEREAS, it is necessary to treat this as an emergency to help protect the health and welfare of the citizens of the Village of Hebron, Ohio.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF HEBRON, STATE OF OHIO, AND TWO-THIRDS OF THE MEMBERS ELECTED THERETO CONCURRING THAT:**

Section I: That the estimated sum of **Ninety-Five Thousand Five Hundred Seventy-Five and ---50/100 Dollars, (\$95,575.50)**, is hereby appropriated for the improvement described above and the Mayor is hereby authorized and directed to issue an order on the Village Fiscal Officer for said sum upon the requisition of the Director of Transportation to

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pay the cost and expense of said improvement. We hereby agree to assume in the first instance, the share of the cost and expense over and above the amount to be paid from **Federal** funds.

**Section II:** That the LPA hereby requests the Director of Transportation to proceed with the aforesaid highway improvement.

**Section III:** That the LPA enter into a contract with the State, and that Mayor be, and is hereby authorized to execute said contract, providing for the payment of the LPA the sum of money set forth herein above for improving the described project.

**Section IV:** That the LPA transmit to the Director of Transportation a fully executed copy of this Resolution.

**Section V:** For the reasons stated in the preamble hereto, which is made a part hereof, this Resolution is hereby declared to be an emergency measure and shall take effect and be in full force from and after its passage and approval by the Mayor.

This is to certify that we have compared the foregoing copy of Resolution with the original record thereof, found in the record of the proceedings of the LPA, and which Resolution was duly passed by the LPA on the 30th day of December, 2020, and that the same is a true and correct copy of the record of said Resolution and the action of said LPA thereon.

We further certify that said Resolution and the action of said LPA thereon is recorded in the journal of said LPA in the Record of Resolutions book under the date of December 30th, 2020.

Passed this 30th day of December, 2020.

  
JAMES LAYTON, MAYOR

  
Deborah Morgan, Fiscal Officer

APPROVED AS TO FORM: Wesley K. Untied, Village Solicitor

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**FISCAL OFFICER'S CERTIFICATE**  
(Chapter 5521 and Section 5705.41, Ohio Revised Code)

I hereby certify to that the money, to wit: \$95,575.50 required for the payment of the cost other than that thereof assumed by the Federal Government, for the improvement of that portion of U.S. 40, lying within the corporate limits of the Village of Hebron, more particularly described as follows:


**The project consists of replacing a culvert across W. Main Street (U.S. 40) located approximately 175 feet east of Lakewood Drive, including full depth pavement, sidewalk, drainage, and pavement markings, lying within the Village of Hebron; and**

Has been lawfully appropriated for such purpose and is in the treasury to the credit of, or has been levied, placed on the duplicate and in process of collection for the appropriate fund, and not appropriated for any other purpose; or is being obtained by sale of bonds issued on account of said improvement, which bonds are sold and in process of delivery.

I further certify that this certificate was made, signed and filed with the legislative authority of the Village of Hebron, Ohio, after said legislative authority passed the final resolution in connection with the within described project; and that this certificate was forthwith recorded in the record of the proceedings of said legislative authority, namely:

Record of Resolutions Journal, dated December 30, 2020

IN WITNESS WHEREOF, I have hereunto set my hand and signature as said Fiscal Officer, this 30<sup>th</sup> day of December, 2020

  
Deborah Morgan, Fiscal Officer