

# RECORD OF RESOLUTIONS

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

Passed \_\_\_\_\_, \_\_\_\_\_

## PRELIMINARY LEGISLATION

Resolution #	22-11
PID No.	110416
CRS	LIC US 40 13.15

**A RESOLUTION ENACTED BY THE VILLAGE OF HEBRON OF LICKING COUNTY, OHIO, HEREINAFTER REFERRED TO AS THE LOCAL PUBLIC AGENCY (LPA) IN THE MATTER OF THE STATED DESCRIBED PROJECT TO DEVELOP THE VILLAGE'S WATER PLAN IN CONJUNCTION WITH ODOT PLAN DESIGNERS TO ENSURE COMPATIBILITY.**

WHEREAS, the STATE has determined the need for the described project, and;

WHEREAS, the LPA has requested to participate in the described project:

*The Village of Hebron's consultant will develop the Village's water plan in conjunction with ODOT Plan designers to ensure compatibility. Once designed, the plan details will be provided to the ODOT Designer for incorporation into ODOT's plans.*

**NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE OF HEBRON, LICKING COUNTY, STATE OF OHIO, THAT:**

### **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 II – Cooperation Statement**

The LPA further 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.

The LPA further agrees that change orders and extra work contracts required to fulfill the construction contracts shall be processed as needed. The State shall not approve a change order or extra work contract until it first gives notice, in writing, to the LPA. The LPA shall contribute its share of the cost of these items in accordance with other sections herein.

### **SECTION IV – Utilities and Right-of-Way Statement**

The LPA agrees to acquire and/or make available to ODOT, in accordance with current State and Federal regulations, all necessary right-of-way required for the described Project. The LPA also understands that right-of-way includes eligible utility costs.

The LPA agrees to be responsible for all utility accommodation, relocation and reimbursement and agrees that such accommodation, relocations, and reimbursements shall 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

# RECORD OF RESOLUTIONS

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

Passed \_\_\_\_\_, \_\_\_\_\_

of obstructions; and (4) hold said right-of-way inviolate for public highway purposes.

**SECTION VI Authority to Sign**


The LPA hereby authorizes, Village Administrator of the Village of Hebron is hereby empowered on behalf of the Village of Hebron to 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..

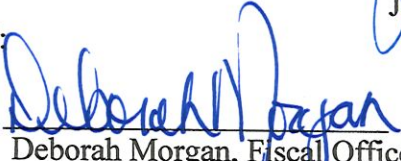
Upon request of ODOT, Village Administrator to execute any appropriate documents to affect the assignment of all rights, title, and interests of the Village of Hebron to ODOT arising from any agreement with its consultant in order to allow ODOT to direct additional or corrective work, recover damages due to errors or omissions, and to exercise all other contractual rights and remedies afforded by law or equity.

**SECTION VII**

This Ordinance shall take effect and be in full force upon the earliest period allowed by law.

Passed this 27 day of July, 2022

  
James Layton, Mayor

Attested:   
Deborah Morgan, Fiscal Officer

Approved as to form: Wesley K. Untied, Solicitor

RECORD OF RESOLUTIONS

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

Passed \_\_\_\_\_, \_\_\_\_\_

CERTIFICATE OF COPY  
STATE OF OHIO

The Village of Hebron, Ohio of Licking County, Ohio

I, Deborah Morgan, as Fiscal Officer of the Village of Hebron of Licking County, Ohio, do hereby certify that the foregoing is a true and correct copy of Resolution 22-11, adopted by the legislative Authority of the said Village of Hebron on the 27 day of July, 2022, that the publication of such Resolution has been made and certified of record according to law; that no proceedings looking to a referendum upon such Resolution have been taken; and that such Resolution and certificate of publication thereof are of record in the 2022 Book of Resolutions.

IN WITNESS WHEREOF, I have hereunto subscribed my name, this 27 day of July, 2022.

Deborah Morgan  
Deborah Morgan, Fiscal Officer  
Village of Hebron of Licking County, Ohio

\*\*\*\*\*

For the State of Ohio

Attest: \_\_\_\_\_ Date \_\_\_\_\_  
Director, Ohio Department of Transportation