

VILLAGE OF SEVEN MILE
201 HIGH STREET
P.O. BOX 259
SEVEN MILE, OHIO 45062
PHONE (513)726-5565

RESOLUTION 2023-1

Consenting to ODOT Pavement Repairs on Multiple Routes, Including SR 73 and SR 503 in the Village of Seven Mile

SECTION I – Project Description

WHEREAS, the Village of Seven Mile and the State of Ohio have determined the need for the described project:

District wide pavement repairs on multiple routes, including SR 73 and SR 130 in Butler County-PID 116659.

NOW THEREFORE, be it ordained by the Village of Seven Mile of Butler County, Ohio.

(LPA)

SECTION II – Consent Statement

Being in the public interest, the Village of Seven Mile 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 Village of Seven Mile 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 Village of Seven Mile hereby authorizes Mayor of said Village of Seven Mile 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, the Mayor is also empowered to execute any appropriate documents to affect the assignment of all rights, title, and interests of the Village of Seven Mile 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 V – Utilities and Right-of-Way Statement

The Village of Seven Mile 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 Village of Seven Mile also understands that right-of-way costs include eligible utility costs.

The Village of Seven Mile 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 Village of Seven Mile 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

RESOLUTION 2023-1 is hereby declared to be an emergency measure to expedite the highway project and 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.

BE IT RESOLVED that the Village Council of Seven Mile, Butler County, Ohio, authorizes the Ohio Department of Transportation to initiate pavement repairs on the section of State Route 73 that falls within the Village.

This is to certify that this is a resolution which was duly passed, as an emergency measure, and filed with the VILLAGE OF SEVEN MILE CLERK, this 9th day of January, 2023.


Mayor


Clerk Treasurer

APPROVED AS TO FORM


Kyle M. Rapier
Village Law Director

1-9-23
Date

CERTIFICATE OF COPY
STATE OF OHIO

Village of Seven Mile of Butler County, Ohio

I, T. Garrett Kehr, as Clerk of the Village of Seven Mile of Butler County, Ohio, do hereby certify that the foregoing is a true and correct copy of RESOLUTION 2023-1 adopted by the legislative Authority of the said Village of Seven Mile on the 9th day of January, 2023.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal, if applicable, this 9th day of January 2023.

Garrett Kehr

(Clerk)

SEAL

Village of Seven Mile of Butler County, Ohio

