

RESOLUTION NO. 2022-05
VILLAGE OF BUCKEYE LAKE, OHIO

FINAL LEGISLATION FOR ODOT PROJECT LIC-SR 79-03.67 AND DECLARING AN EMERGENCY.

THEREFORE, FOLLOWING AN AFFIRMATIVE VOTE OF AT LEAST TWO THIRDS (2/3) OF THE COUNCIL TO DISPENSE WITH THE REQUIREMENT OF THE BUCKEYE LAKE VILLAGE CHARTER SECTION 4.04 TO READ AN ORDINANCE ON THREE SEPARATE DAYS WITH AT LEAST ONE WEEK BETWEEN READINGS,

PID No. 108770

FINAL LEGISLATION

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

WHEREAS, on the **22nd day of October, 2018**, the LPA enacted legislation proposing cooperation with the Director of Transportation for the described project:

The project consists of rehabilitating Hebron Road (S.R. 79) between just south of 5th Street and Gateway Crossing and reconfiguration of the Hebron Road (S.R. 79)/Gateway Crossing/Mill Dam Road intersection, including replacement of two structures with one structure, curb and gutter islands, sidewalk, curb ramps, guardrail, drainage, water work, signage, pavement markings, and traffic signals, lying within the Village of Buckeye Lake; 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 **One Hundred Sixty Thousand Seven Hundred Forty-Two and - - - - 00/100 Dollars, (\$160,742.00)**, 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.

NOW, THEREFORE, be it resolved:

- I. That the estimated sum of **One Hundred Sixty Thousand Seven Hundred Forty- Two and - - - - 00/100 Dollars, (\$160,742.00)**, is hereby appropriated for the improvement described above and the fiscal officer is hereby authorized and directed to issue an order on the treasurer for said sum upon the requisition of the Director of Transportation to 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.
- II. That the LPA hereby requests the Director of Transportation to proceed with the aforesaid highway improvement.
- III. That the LPA enter into a contract with the State, and that the **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.
- IV. That the LPA transmit to the Director of Transportation a fully executed copy of this Resolution.
- V. This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety, and therefore will become effective upon its date of passage and approval by the mayor, provided that it receives the affirmative vote of two-thirds (2/3) of the members elected to the Council of the Village of Buckeye Lake; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

ADOPTED this 9th day of March, 2022

Attest:

Samantha Torres
Council Clerk, Samantha Torres

Linda Goodman
Council President, Linda Goodman

Date filed with Mayor: 3-9, 2022

Date Approved by Mayor: Jeryne Peterson 3-9, 2022

Jeryne Peterson
Mayor, Jeryne Peterson

CERTIFICATE OF COPY, STATE OF OHIO

Village of Buckeye Lake of Licking County, Ohio

I, Samantha Torres as clerk of the Village of Buckeye Lake of Licking County, Ohio, do hereby certify the foregoing is a true and correct copy of Resolution 2022-05 adopted by the legislative Authority of the said Village of Buckeye Lake on the 9th day of March, 2022, that the publication of such Resolution 2022-05 has been made and certified of record according to law; that no proceedings looking to a referendum upon such Resolution 2022-05 has been taken; that the such Resolution 2022-05 and certificate of publication thereof are of record in Resolution 2022-05.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal if applicable, this 9th day of March, 2022.

Clerk

Samantha Torres