

Village of Mariemont

RESOLUTION NO. R- 37 -22

**TO AUTHORIZE CONSENT: PID No. : 110570
COUNTY/ROUTE/SECTION: HAM US 50 29.00**

The following Resolution is enacted by the Village of Mariemont of Hamilton County, Ohio, hereinafter referred to as the Local Public Agency (LPA).

SECTION I – Project Description

WHEREAS, the STATE has determined the need for the described project:

Rehabilitate bridge HAM-50-2910 (US 50 over 2 railroads, Duck Creek, and Red Bank Rd, SFN 3103811) by removing and replacing the existing deck with a new composite, reinforced concrete deck; Replace the backwalls, expansion joints, and approach slabs per current standards; Upgrade bridge to meet current seismic requirements. Rehabilitate bridge HAM-50-2928 (US 50 over ramps to Red Bank Rd., SFN 3103870) by removing and replacing the existing deck with a new composite, reinforced concrete deck; Increase the vertical clearance to obtain a finished vertical clearance of 15.5 feet; Replace the backwalls, expansion joints, and approach slabs. Resurface the pavement in the Villages of Fairfax and Terrace Park—PID 110570

NOW THEREFORE, be it resolved by the Village of Mariemont of Hamilton County, Ohio.

SECTION II – Consent Statement

Being in the public interest, the LPA 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 LPA 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.

10/13/2022

SECTION IV Authority to Sign

The LPA hereby authorizes Mayor William A. Brown of said Village of Mariemont 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 Mariemont 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 LPA 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 LPA also understands that right-of-way costs include eligible utility costs.

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

Passed: October 10, 2022

William A. Brown, Mayor

ATTEST:

I, Richard D. Ford, Fiscal Officer of the Village of Mariemont, Ohio, do hereby certify that there is no newspaper printed in said municipality and that publication of the foregoing Ordinance was duly made by posting true copies thereof at five of the most public places in said corporation as determined by the Council, as follows: the Concourse, Miami Bluff and Flintpoint Way; the Tennis Court property, on the east side of Plainville Road between Maple and Chestnut Streets; the site of the Municipal Building. Wooster Pike and Crystal Springs Road; the northeast corner of the intersection of Rembold and Miami Road inside the enclosure; the northwest corner of the Old Town Center, intersection of Chestnut and Oak Streets; each for a period of fifteen days commencing on the 11th day of October 2022.

Richard D. Ford Fiscal Officer

10/13/2022

10/13/2022

**CERTIFICATE OF COPY
STATE OF OHIO**

Village of Mariemont of Hamilton County, Ohio

I, Richard D. Ford as Fiscal Officer of the Village of Mariemont of Hamilton County, Ohio, do hereby certify that the foregoing is a true and correct copy of Resolution R- - 22 adopted by the legislative Authority of the said Village of Mariemont on the 10th day of October 2022.

(LPA)

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal, if applicable, this _____ day of _____ 2_____.

SEAL

Richard D. Ford

Village of Mariemont of Hamilton County, Ohio