

TEMPORARY RESOLUTION NO. 11-22

PERMANENT RESOLUTION NO. 15-22

A RESOLUTION OF CONSENT FOR PRELIMINARY LEGISLATION FOR REPLACEMENT OF SCHOOL ZONE FLASHERS WITHIN OHIO DEPARTMENT OF TRANSPORTATION DISTRICT 5, PID NUMBER 109619

WHEREAS, ODOT has determined the need for replacement of school zone flashing lights in the City of Lancaster;

NOW, THEREFORE, BE IT RESOLVED BY COUNCIL OF THE CITY OF LANCASTER, STATE OF OHIO

SECTION 1. That based on the need for the described project, Lancaster City Council, the Local Public Agency (LPA), hereby gives consent to the Preliminary Legislation for PID 109619, Replacement D05 Fy 2023 School Flasher, as set forth in Exhibit A, attached hereto or in similar form and agreement.

SECTION 2. That the Mayor or his designee are authorized to enter into the necessary agreements with the Director of Transportation for the completion of this project.

SECTION 3. That this resolution shall take effect and be in force from and after the earliest period allowed by law.

Passed: 1/24/22 after 2nd reading. Vote: Yeas 9 Nays 0

Date Approved: 1/24/22

Clerk: Teressa Lee Sandy

Offered by: Frederick A. Hester

Second by: Tommy Smith

Requested by Code Enforcement and Zoning Committee

David L. Schepp  
President of Council

David L. Schepp  
Mayor

## PRELIMINARY LEGISLATION

### Consent

Rev. 6/26/00

a Resolution #: \_\_\_\_\_  
D05 FY 2023 School Flasher

The following is a Resolution enacted by the City of Lancaster of Fairfield County, Ohio, hereinafter referred to as the Local Public Agency (LPA).

#### SECTION I – Project Description

WHEREAS, the Ohio Department of Transportation (ODOT) has determined the need for the described project:

NOW THEREFORE, be it ordained by the City of Lancaster of Fairfield County, Ohio.

#### SECTION II – Consent Statement

Replacement of school zone flashers within District 5.

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 shall cooperate with the Director of Transportation in the development and construction of the above described project as follows:

1. The LPA gives consent for the above improvement, and
2. 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.

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

If village owned utilities, within a corporation limit or in a private easement outside corporation limits, need to be relocated due to this ODOT project, the village will be reimbursed for any relocation work; ODOT will perform the coordination, relocation, and reimbursement which shall comply with the current provisions of 23 CFR 645 and the ODOT Utilities Manual.

If other public and private utilities need to be relocated due to this ODOT project they will not be reimbursed for relocation; with exceptions due to an easement, etc.

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

**SECTION VI Authority to Sign**

The LPA hereby authorizes, \_\_\_\_\_ of the City of Lancaster is hereby empowered on behalf of the City of Lancaster to enter into agreements with the Director of Transportation which are necessary to complete the above described project.

**CERTIFICATE OF COPY  
STATE OF OHIO**

City of Lancaster of Fairfield County, Ohio

I, \_\_\_\_\_, as Clerk of the City of Lancaster of Fairfield County, Ohio, do hereby  
certify that the foregoing is a true and correct copy of \_\_\_\_\_ adopted by the legislative Authority of the  
said City of Lancaster on the \_\_\_\_\_ day of \_\_\_\_\_.  
That the publication of such has been made and certified of record according to Law; that no proceedings looking to  
a referendum upon such have been taken; and that such and certificate of publication thereof are of record in  
\_\_\_\_\_, Page \_\_\_\_\_.

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

\_\_\_\_\_  
(Clerk)

(SEAL)

City of Lancaster of Fairfield County, Ohio

The foregoing is accepted as a basis for proceeding with the project herein described.  
For the City of Lancaster of Fairfield County, Ohio.

Attested:

  
(City of Lancaster)

Date

1/24/22

For the State of Ohio

Attested:

\_\_\_\_\_

(Director, Ohio Department of Transportation)

Date

\_\_\_\_\_

**SECTION VII-Emergency measure**

If required, is hereby declared to be an emergency measure to expedite the highway project and to promote highway safety. Following appropriate legislative action, **as an emergency measure**, 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.

Passed: \_\_\_\_\_, 20\_\_\_\_.  
(Date)

Attested: \_\_\_\_\_  
(Clerk)

\_\_\_\_\_  
(Contractual Agent of LPA – title)

\_\_\_\_\_

\_\_\_\_\_