

RESOLUTION NO. 2024-23

A RESOLUTION AUTHORIZING THE DIRECTOR OF ADMINISTRATION TO ENTER INTO A COOPERATIVE AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR RESURFACING-URBAN PAVING WITHIN THE CITY OF WOOSTER, AND ALLOWING FOR IMMEDIATE ENACTMENT

## CONSENT LEGISLATION

Ordinance/Resolution No. 2024-23

PID No. 118792

Project Name WAY-30-09.18

The following resolution enacted by the City of Wooster of Wayne County, Ohio, hereinafter referred to as the City, in the matter of the stated described project.

### SECTION I - Project Description

WHEREAS, the State has identified the need for the described project:

*To resurface pavement with a fine graded polymer asphalt concrete overlay (smoothseal) and perform pavement repairs in the City of Wooster in Wayne County. This project includes US Route 30 from SLM 9.18 (SR 3 interchange) to SLM 11.62 (SR 3/SR 83/US 250 interchange), US Route 30 from SLM 9.351 to SLM 10.392 and from SLM 10.756 to SLM 10.924 is within City limits.*

*This project is currently scheduled to be constructed in the summer of 2025.*

NOW THEREFORE, be it resolved by the City of Wooster of Wayne County, Ohio.

### SECTION II - Consent Statement

Being in the public interest, the City gives consent to the Director of Transportation to complete the above described project.

### SECTION III - Cooperation Statement

The City shall cooperate with the Director of Transportation in the above described project as follows:

- 1) *The City gives consent for the above improvement,*
- 2) ***No funds are required from the City*** *except that the City agrees to assume and bear one hundred percent (100%) of the total cost for added construction items requested by the City and not necessary for the improvement as determined by the State and the Federal Highway Administration.*

### SECTION IV - Maintenance

Upon completion of the described Project, and unless otherwise agreed, the City shall:

- 1) Provide adequate maintenance for the described Project in accordance with all applicable state and federal law;
- 2) Provide ample financial provisions, as necessary, for the maintenance of the described project;
- 3) Maintain the right-of-way, keeping it free of obstructions; and hold said right-of- way inviolate for public highway purposes.

**SECTION V – Utilities and Right-of-Way Statement**

If City owned utilities, within a corporation limit or in a private easement outside corporation limits, need to be relocated due to this ODOT project, the City 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 VI - Authority to Sign**

The Director of Administration of said City of Wooster is hereby empowered on behalf of the City of Wooster to enter into contracts with the Director of Transportation necessary to complete the above described project

**Section VII – Immediate Enactment**

This Resolution is hereby declared to be necessary to the immediate preservation of the public health, peace, safety and welfare of the City, and for the further reason that prompt action is necessary to complete the acquisitions in accordance with the project schedule; wherefore, this Resolution shall be in full force and effect from and immediately after its passage and approval by the Mayor; provided it receives the affirmative vote of at least three-fourths of the members of the Council; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

1st reading 3/18/24    2nd reading 4/1/24    3rd reading 4/1/24

Passed: April 1, 2024

Vote: 7-0

Attest: Amy Hamilton  
Clerk of Council

[Signature]  
President of Council

Approved: April 2

[Signature]  
Mayor

Introduced by: Jennifer Warden

**CERTIFICATE OF COPY**  
**STATE OF OHIO**  
City of Wooster of Wayne County, Ohio

I, Amy Hamilton, as Clerk of the City of Wooster of Wayne County, Ohio,

Do hereby certify that the foregoing is a true and correct copy of Res. 2024-23 adopted by  
the legislative Authority of the said City of Wooster on this 2nd day of April, 2024,  
that the publication of such Res. 2024-23 has been made and certified of record according  
to law; that no proceedings looking to a referendum upon such Res. 2024-23 have been  
taken;

and that such Res. 2024-23 and certificate of publication thereof are of record in  
the Res. 2024-23, Page N/A.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal, if applicable,  
this 2nd day of April 2024,

Amy Hamilton  
Clerk Signature  
City of Wooster of Wayne County, Ohio.

The foregoing is accepted as a basis for proceeding with the project herein described.

For the City of Wooster of Wayne County, Ohio

Attest: Amy Hamilton [Signature] Date 4-2-24  
Contractual Officer