

# PRELIMINARY LEGISLATION

Participatory

Rev. 6/26/00

Ordinance/Resolution# : 1108

PID No.: NA

County/Route/Section: BRO / SR125 / 10.26 & 10.37

The following is a/an Ordinance enacted by the Village of Georgetown of Brown  
(Ordinance/Resolution) (Local Public Agency)  
County, Ohio, hereinafter referred to as the Local Public Agency (LPA), in the matte of the  
stated described project.

## SECTION I - Project Description

WHEREAS, the LPA/STATE has identified the need for the described project:

**It is proposed, on SR125, within the corporation limits of the Village of Georgetown, to replace two deteriorated culverts. One 60" round culvert at SLM 10.26 and one 24" round culvert at SLM 10.37**

NOW THEREFORE, be it ordained by the Village of Georgetown of Brown County, Ohio.  
(LPA)

## SECTION II - Consent Statement

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

## SECTION III - Cooperation Statement

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

**Due to the LPA's corporation limit line residing down the center line of SR125, the LPA agrees to assume and bear 50% of cost of the improvement.**

Current estimate:	60" Culvert:	\$17,069.23	LPA portion:	\$8,534.62
	24" Culvert:	<u>\$ 5,840.28</u>	LPA portion:	<u>\$2,920.14</u>
	Total:	\$22,909.51		\$11,454.76

Furthermore, the LPA shall agree to pay for any increase in the current estimate. LPA portion shall not be any more than 50% of the total estimate.

In addition, the LPA also agrees to assume and bear 100% of the cost of any construction items requested by the LPA on the entire improvement, which are not necessary for the improvement, as determined by the Sate and Federal Highway Administration.

**SECTION IV - 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 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**

I, S. Kelly Jones <sup>Village Administrator</sup> of said Village of Georgetown is hereby empowered on behalf of the Village of Georgetown to enter into contracts with the Director of Transportation which is necessary to complete the above described project.

Passed: July 14, 2011.  
(Date)

Attested: Amy Colwell  
Clerk Signature

S. Kelly Jones  
Contractual Agent of Village -

Attested: Amy Colwell  
Clerk Signature

Dee Cahall  
President of Village Council

This Ordinance is hereby declared to be an emergency measure to expedite the highway project(s) 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.

CERTIFICATE OF COPY  
STATE OF OHIO

Village of Georgetown of Brown County, Ohio  
(LPA)

I, Ginny Colwell, as Clerk of the Village of Georgetown of Brown County,  
Ohio, do hereby certify that the foregoing is a true and correct copy of Ordinance No. 1108  
(LPA)  
(Ordinance/Resolution)  
adopted by the legislative Authority of the said Village of Georgetown of Brown County, Ohio  
(LPA)  
on the 14th day of July, 2011, that the publication of such  
Ordinance has been made and certified of record according to law;  
(Ordinance/Resolution)  
that no proceedings looking to a referendum upon such Ordinance  
(Ordinance/Resolution)  
have been taken; and that such Ordinance and certificate of publication  
(Ordinance/Resolution)  
thereof are of record in \_\_\_\_\_, Page \_\_\_\_\_.  
(Ordinance/Resolution Record No.)

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official  
seal, if applicable, this 14th day of July, 2011.

Ginny Colwell  
Clerk

Village of Georgetown of Brown, Ohio.  
(LPA)

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

For the Village of Georgetown of Brown, Ohio.

Attested: Ginny Colwell (LPA) Clerk Signature, A. Kly Jones Contract Agent of Village, Date July 14, 2011

\*\*\*\*\*

For the State of Ohio

Attest: \_\_\_\_\_, Date \_\_\_\_\_  
Director, Ohio Department of Transportation