

**CITY OF TWINSBURG**

**RESOLUTION 10-2009**

**A RESOLUTION FOR THE IMPROVEMENT OF STATE ROUTE 82  
BY PLANNING AND RESURFACING INCLUDING GUARDRAIL  
UPDATE AND STRUCTURE REPAIRS LYING WITHIN THE CITY  
OF TWINSBURG, OHIO**

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**WHEREAS**, on 9<sup>th</sup> day of July, 2008, the LPA enacted legislation proposing cooperation with the Director of Transportation for the described project:

Improvement of State Route 82 by planning and resurfacing including guardrail update and structure repairs, lying within the City of Twinsburg; and

**WHEREAS**, the LPA shall cooperate with the Director of Transportation in the above described project as follows:

The City agrees to assume and bear twenty percent (20%) of the resurfacing cost of the improvement within the City limits, and further, the City agrees to assume and bear one hundred percent (100%) of the cost of the improvement items as shown on the construction plans and those items requested by the City which are determined by the State and Federal Highway Administration to be unnecessary for the project.

Also, the City agrees to assume and bear the entire cost and expense of the installation and/or repair of curb ramps which are necessary to ensure compliance with the Americans with Disabilities Act.

The share of the cost of the LPA is now estimated in the amount of Ninety One Thousand One Hundred Sixty Six and - - - 00/100 Dollars, (\$91,166.00), 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** by the Council of the City of Twinsburg, County of Summit and State of Ohio:

**SECTION I:** That the estimated sum of Ninety One Thousand One Hundred Sixty Six and - - - - 00/100 Dollars, (\$91,166.00), 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.

**SECTION II:** That the LPA hereby requests the Director of Transportation to proceed with the aforesaid highway improvement.

**SECTION II:** That the LPA enter into a contract with the State, and that Mayor and Council President 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.

**SECTION IV:** That the LPA transmit to the Director of Transportation a fully executed copy of this Resolution.

This is to certify that we have compared the foregoing copy of Resolution with the original record thereof, found in the record of the proceedings of the LPA, and which Resolution was duly passed by the LPA on the \_\_\_\_\_ day of 2009 , and that the same is a true and correct copy of the record of said Resolution and the action of said LPA thereon.

We further certify that said Resolution and the action of said LPA thereon is recorded in the journal of said LPA in Volume \_\_\_\_\_, at Page \_\_\_\_\_, and under date of \_\_\_\_\_, 2009

**SECTION V:** It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken in open meeting or to the public and in full compliance with all legal requirements, including without limitations, those set forth in Section 121.22 of the Ohio Revised Code.

**SECTION VI:** That this Resolution shall take effect and be in force from and after the earliest period allowed by law.

PASSED: \_\_\_\_\_

APPROVED: \_\_\_\_\_

\_\_\_\_\_  
Steve Murphy, President

Submitted to the Mayor for approval this

\_\_\_\_\_ day of \_\_\_\_\_, 2009

Approved by the Mayor \_\_\_\_\_, 2009

\_\_\_\_\_  
Katherine A. Procop, Mayor

ATTEST:

\_\_\_\_\_  
Marie K. Weaver  
Clerk of Council

1<sup>st</sup> Rdg. \_\_\_\_\_

2<sup>nd</sup> Rdg. \_\_\_\_\_

3<sup>rd</sup> Rdg. \_\_\_\_\_

Passed: \_\_\_\_\_

Yes \_\_\_\_ No \_\_\_\_

**PROPOSED**

**CERTIFICATE OF POSTING**

I, Marie K. Weaver, Clerk of Council, of the City of Twinsburg, State of Ohio, do hereby certify that publication of the foregoing ordinances, resolutions was duly made by posting true copies thereof at five of the most public places in said City as determined by Section 113.02 of the Codified Ordinances of the City of Twinsburg; each for a period of fifteen days commencing on the \_\_\_\_\_ day of \_\_\_\_\_, 2009

\_\_\_\_\_  
Marie K. Weaver  
Clerk of Council  
City of Twinsburg

**PROPOSED**