

IN THE COUNCIL OF THE VILLAGE OF NEW CONCORD, OHIO

RESOLUTION NO. 2024 – 10 -- 3

PRELIMINARY LEGISLATION

Consent

A RESOLUTION AUTHORIZING THE VILLAGE ADMINISTRATOR TO ENTER INTO AGREEMENTS WITH THE OHIO DIRECTOR OF TRANSPORTATION FOR ROADWORK ON US 22 AND SR 83 BEGINNING IN YEAR 2026 AND DECLARING AN EMERGENCY

Resolution #2024-10-3

County/Route/Section: MUS US 22/SR 83 26.63/00.00

The following is a Resolution enacted by the Village of New Concord of Muskingum 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:

Resurfacing with related work along US 22 in the Village of New Concord & along SR 83 in Muskingum County. Scope of work within Village will include resurfacing and replacement of curb ramps as needed.

NOW THEREFORE, be it resolved by the Village of New Concord of Muskingum County, Ohio.

SECTION II – Consent Statement

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

SECTION III – 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

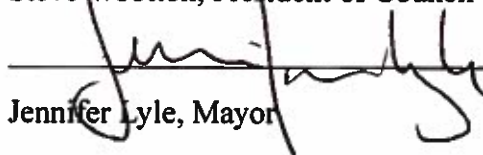
The LPA hereby authorizes New Concord Village Administrator Chris Huebner to enter into agreements with the Ohio Director of Transportation which are necessary to complete the above-described project.

PASSED: October 15, 2024



Steve Wootton, President of Council

APPROVED: October 15, 2024



Jennifer Lyle, Mayor

ATTEST:



Debra Whitehair, Fiscal Officer

I hereby certify that the above legislation was posted per Ordinance No. L-1-84-1.



Debra Whitehair, Fiscal Officer

**CERTIFICATE OF COPY
STATE OF OHIO**

Village of New Concord of Muskingum County, Ohio

I, Debra Whitehair, as Fiscal Officer of the Village of New Concord of Muskingum County, Ohio do hereby certify that the foregoing is a true and correct copy of Resolution 2024-10-3 adopted by the Legislative Authority of the said Village of New Concord on the 15th day of October, 2024. That the publication of such Resolution has been made and certified of record according to law; that no proceedings looking to a referendum upon such Resolution have been taken; and that such Resolution and certificate of publication thereof are of record.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal, if applicable, this 15th day of October, 2024.

Debra Whitehair

Fiscal Officer

Village of New Concord of Muskingum County, Ohio

The foregoing is accepted as a basis for proceeding with the project herein described.
For the Village of New Concord of Muskingum County, Ohio.

Attested:

[Handwritten Signature]

Date

10/15/24

For the State of Ohio

Attested:

(Director, Ohio Department of Transportation)

Date

SECTION VII-Emergency measure

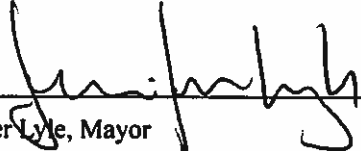
If required, Resolution is hereby declared to be an emergency measure to expedite the highway project and to promote highway safety. Following appropriate legislative action, as an emergency measure, it shall take effect and be in force immediately upon its passage and approval, otherwise it shall take effect and be in force from and after the earliest period allowed by law.

PASSED: October 15, 2024



Steve Wootton, President of Council

APPROVED: October 15, 2024



Jennifer Lyle, Mayor

ATTEST: 

Fiscal Officer

(Village Administrator)

