

**AN ORDINANCE AUTHORIZING THE OHIO DIRECTOR OF TRANSPORTATION TO COMPLETE
THE MICROSURFACING OF STATE ROUTE 93 WITHIN THE VILLAGE CORPORATION**

PID No. 102351

COUNTY/ROUTE/SECTION POR/STA FY2021(B)

The following is an ordinance enacted by the Village of Brewster of Stark County, Ohio hereinafter, referred to as the Local Public Agency (LPA)

SECTION I - Project Description

WHEREAS, the Village of Brewster and State of Ohio have identified the need for the described project:

Microsurfacing of SR-93 from East Harmon Avenue to the North Corp. Limit in the Village of Brewster.

NOW THEREFORE, be it ordained by the Village of Brewster of Stark County, Ohio THAT:

SECTION II - Consent Statement

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

SECTION III - Cooperation Statement

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

The State shall assume and bear 100% of all of the costs of the improvement.

The Village of Brewster further agrees to pay One Hundred Percent (100%) of the cost of those features requested by the Village of Brewster which are determined by the State and Federal Highway Administration to be unnecessary for the Project.

SECTION IV - Utilities and Right-of-Way Statement

The Village of Brewster 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 Village of Brewster also understands that right-of way costs include eligible utility costs.

SECTION V - Maintenance

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

(1) provide adequate maintenance for the described Project in accordance with all applicable state and federal law, including, but not limited to, 23 USC 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 Village Administrator of said Village of Brewster is hereby empowered on behalf of the Village of Brewster to enter into contracts with the Director of Transportation which is necessary to complete the above described Project.

SECTION VII – This legislation shall take effect and be in force from and after the earliest period allowed by law.

Mayor Michael E. Schwab

ATTEST:

Village Clerk Treasurer K. Kris King

CERTIFICATE

I, K. Kris King, hereby certify that the above is a true copy of a resolution passed at a regular meeting of the Brewster Village Council held on September 16, 2019

Clerk K. Kris King

I, K. Kris King, Clerk of the Council of the Village of Brewster, State of Ohio, do hereby certify that there is no newspaper printed in said municipality and that publication of the foregoing ordinance was duly made by posting true copies thereof at five of the most public places in said corporation as determined by Council as follows: Office of Brewster Utilities, Belloni's IGA, Brewster Federal Credit Union, Post Office and Brewster Laundromat.

Clerk K. Kris King

NOTE: ODOT advises that the project will be Bid in January of 2021 and begin construction in Spring of 2021