

LOM:raf
06/05/2013
Lysenko

Presented by: Mr.

RESOLUTION NO. 103-2013

**TITLE: ENTER INTO CONTRACT – ODOT
STATE STREET RESURFACING**

A RESOLUTION OF THE COUNCIL OF THE CITY OF BARBERTON AUTHORIZING THE MAYOR TO ENTER INTO CONTRACT WITH THE OHIO DEPARTMENT OF TRANSPORTATION (ODOT) TO PROCEED WITH RESURFACING (PID #92719), 1.3 MILES OF STATE STREET AND THE INSTALLATION OF ADA RAMPS, LYING WITHIN THE CITY OF BARBERTON, AND DECLARING AN EMERGENCY.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Barberton, Summit County, Ohio that:

SECTION 1. Project Description.

The State has identified the need for the described Project:

PID NO. 92719 SUM - State Street

Resurfacing 1.3 miles of State Street and the installation of ADA ramps, lying within the City of Barberton.

SECTION 2. Consent Statement.

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

SECTION 3. Cooperation Statement.

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

The City of Barberton agrees to participate in the cost of construction within the City limits at twenty percent (20%) total cost.

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

The City of Barberton further agrees that change orders and extra work contracts required to fulfill the construction contracts shall be processed as needed. The State shall not approve a change order or extra work contract until it first gives notice, in writing to the City of Barberton. The City of Barberton shall contribute its share of the cost of these items in accordance with other sections herein.

SECTION 4. Utilities and Right-of-Way Statement.

The City of Barberton agrees to acquire and/or make available to ODOT, in accordance with current State and Federal regulations, all necessary right-of-way required for the described Project. The City of Barberton also understands that right-of-way costs include eligible utility costs.

The City of Barberton agrees to be responsible for all utility accommodation, relocation and reimbursement and agrees that such accommodation, relocation and reimbursements shall comply with current provisions of 23 CFR 645 and the ODOT Utilities Manual.

