

fully executed

ORDINANCE NO. 166-20

AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE PRELIMINARY LEGISLATION WITH THE OHIO DEPARTMENT OF TRANSPORTATION (ODOT) FOR THE SR 18 CORRIDOR IMPROVEMENT PROJECT, AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MEDINA, OHIO:

- SEC. 1:** That the Mayor be and is hereby authorized and directed to execute Preliminary Legislation with the Ohio Department of Transportation (ODOT) for SR18 Corridor Improvement Project.
- SEC. 2:** That a copy of said Preliminary Legislation is marked Exhibit A, attached hereto and incorporated herein.
- SEC. 3:** That the funds to cover this project are available in the 108 Street Fund.
- SEC. 4:** That in accordance with Ohio Revised Code §5705.41(D), at the time that the contract or order was made and at the time of execution of the Finance Director's certificate, sufficient funds were available or in the process of collection, to the credit of a proper fund, properly appropriated and free from any previous encumbrance.
- SEC. 5:** That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with the law.
- SEC. 6:** That this Ordinance shall be considered an emergency measure necessary for the immediate preservation of the public peace, health and safety, and for the further reason this legislation must be adopted and returned to ODOT before October 8, 2020; wherefore, this Ordinance shall be in full force and effect immediately upon its passage and signature by the Mayor.

PASSED: September 28, 2020

SIGNED: James A. Shields
President of Council Pro-Tem

ATTEST: Kathy Patton
Clerk of Council

APPROVED: September 28, 2020

SIGNED: John M. Coyne, III
Acting Mayor

PRELIMINARY LEGISLATION

Ordinance/Resolution No. Ord. 166-20
PID No. 92953
Project Name: MED SR 0018 12.99

The following Ord. 166-20 enacted by the City of Medina of Medina County,
(Ordinance/Resolution)
Ohio, hereinafter referred to as the City, in the matter of the stated described project.

SECTION I - Project Description

WHEREAS, the State has identified the need for the described project:

This project consists of widening and reconstructing 2.13 miles of SR18 from just west of Alber Drive in the city of Medina to the intersection of Nettleton Road in Medina and Montville Townships, Medina County.

The project will widen to three lanes any two-lane sections from MED-18-12.99 (310 feet west of Alber Drive) to approximately 900 feet west of Foote Road. The project will widen to five lanes from 900 feet west of Foote Road to River Styx Road and to seven lanes from River Styx Road to Nettleton Road.

Access Roads will be built for access management purposes on both the north and south sides of SR 18 and will be called N. Frontage Rd and S. Frontage Rd.

Traffic signals will be replaced at intersections. A 10 ft. wide multi-use path will be installed on the south side of SR 18 from Woodland Avenue to Nettleton Road. Additionally, a new structure over the West Branch of the Rocky River will be constructed for the multi-use path.

The City of Medina water line replacements will be constructed.

The Medina County water lines that are within the existing right of way that will be impacted by this project will be replaced. This work includes service lines, valves, fire vault, fire hydrants, etc. and will also include betterments and additional work as requested by the Medina County Sanitary Engineer.

River Styx Road (Medina County Road 49) will be widened to three lanes from SR 18 to 296 feet south of East Smith Road (Medina County Road 4). Additional work on River Styx Rd includes installation of New Storm Drainage, Traffic Signals and Signage.

Foote Road (County Road 191) will be widened at SR 18 in both the north and south direction for a total length of about 1,500 ft.

Construction is tentatively scheduled to begin in the calendar year 2021 construction season.

PID No. 92953
Project Name: MED SR 0018 12.99

NOW THEREFORE, be it ordained by the City of Medina of Medina County, Ohio.

SECTION II - Consent Statement

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

SECTION III - Cooperation Statement

The City shall cooperate with the Director of Transportation, for the portion of this project within the Medina Corporation limit, as follows:

Right of Way Phase

- 1) *The City has agreed to assume and bear \$250,000 to go towards right of way acquisition for this project. The city has already paid these funds to ODOT;*

Construction Phase

- 2) *The City agrees to assume and bear all the costs for any city waterline replacements that are owned by the city but outside of the city. This water line work outside of the city is not project eligible and will be 100% city cost. The estimated cost for construction is \$131,000 and \$9,200 for construction engineering costs (inspection);*

SECTION IV - Maintenance

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

- 1) Provide adequate maintenance for the described Project in accordance with all applicable state and federal law;
- 2) Provide ample financial provisions, as necessary, for the maintenance of the described project;
- 3) Maintain the right-of-way, keeping it free of obstructions; and hold said right-of-way inviolate for public highway purposes.

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MED SR 0018 12.99

SECTION V – Utilities and Right-of-Way Statement

If city owned utilities, within a corporation limit or in a private easement outside corporation limits, need to be relocated due to this ODOT project, the city 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.

Passed: September 28, 2020.
(Date)

Attested: [Signature]
(Clerk)

[Signature]
(Officer of City - title) John M. Coyne, Acting Mayor

Attested: Clerk of Council
(Title)

[Signature]
(President of Council) JAMES A. SHIELDS
Pro-Tem

This Ord. 166-20 is hereby declared to be an emergency measure to expedite the highway project 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.

Project Name: PID No. 92953
MED SR 0018 12.99

CERTIFICATE OF COPY
STATE OF OHIO
City of Medina of Medina County, Ohio

I, Kathy Patton, as Clerk of the City of Medina of Medina County, Ohio,
Do hereby certify that the foregoing is a true and correct copy of Ord. 166-20 adopted by
(Ordinance/Resolution)
the legislative Authority of the said City of Medina on this 28th day of Sept., 2020,
that the publication of such Ord. 166-20 has been made and certified of record according to
(Ordinance/Resolution)
law; that no proceedings looking to a referendum upon such Ord. 166-20 have been taken;
(Ordinance/Resolution)
and that such Ord. 166-20 and certificate of publication thereof are of record in
(Ordinance/Resolution)

2020, Page 166.
(Ordinance/Resolution)

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official
seal, if applicable, this 28th day of Sept., 2020,

(SEAL)
(If Applicable)

Kathy Patton
Clerk Signature
City of Medina of Medina County, Ohio.

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

For the City of Medina of Medina County, Ohio

Attest: Kathy Patton

John M. Coyne, Date 9-28-2020
Contractual Officer JOHN M. COYNE - ACTING MAYOR

For the State of Ohio

Attest: _____

Jack Mauldin, Date OCT-05, 2020
Director, Ohio Department of Transportation