

ORDINANCE NO. 6-22

AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE CONSENT LEGISLATION WITH THE OHIO DEPARTMENT OF TRANSPORTATION (ODOT) TO COMPLETE A SIGN REPLACEMENT AT VARIOUS LOCATIONS IN THE CITY OF MEDINA, 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 Consent Legislation with the Ohio Department of Transportation (ODOT) to complete a sign replacement project at various locations on state and federal routes in the City of Medina, Ohio and for the Mayor to execute the agreement.
- SEC. 2:** That a copy of said Consent Legislation is marked Exhibit A, attached hereto and incorporated herein.
- SEC. 3:** 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. 4:** 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 legislation is requested to be enacted by January 1, 2021; wherefore, this Ordinance shall be in full force and effect immediately upon its passage and signature by the Mayor.

PASSED: January 10, 2022

SIGNED: John M. Coyne, III
President of Council

ATTEST: Kathy Patton
Clerk of Council

APPROVED: January 11, 2022

SIGNED: Dennis Hanwell
Mayor

CONSENT LEGISLATION

Ordinance/Resolution No. 6-22
 PID No. 104279
 Project Name D03 SYSSIGN FY2022

The following Ord. 6-22 enacted by the City of Medina of Medina County, Ohio,
 (Ordinance/Resolution)
 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:

To perform route sign replacements on the following routes: MED State Route 0003 from SLM 9.34 (South Corp. Limits) to SLM 10.94 (North Corporation Limits) in the City of Medina in Medina County.

This project is currently scheduled to be constructed in the summer of 2022.

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 in the above described project as follows:

- 1) *The City gives consent for the above improvement,*
- 2) *No funds are required from the City except that the City agrees to assume and bear one hundred percent (100%) of the total cost for added construction items requested by the City and not necessary for the improvement as determined by the State and the Federal Highway Administration.*

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.*

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.

SECTION VI - Authority to Sign

The Mayor of said City of Medina is hereby empowered on behalf
(Contractual Agent)

of the City of Medina to enter into contracts with the Director of Transportation necessary to complete the above described project.

Passed: January 10, 2022.
(Date)

Attested: Henry Patton
(Clerk)

Dennis Hanwell
(Officer of City - title) Dennis Hanwell, Mayor

Attested: President of Council
(Title)

John M. Coyne III / KP
John M. Coyne III
Pres. of Council

This Ord 6-22 is hereby declared to be an emergency measure to expedite the highway
(Ordinance/Resolution) 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.

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. 6-22 adopted by
(Ordinance/Resolution)
the legislative Authority of the said City of Medina on this 10th day of Jan, 2022,

that the publication of such Ord. 6-22 has been made and certified of record according to
(Ordinance/Resolution)
law; that no proceedings looking to a referendum upon such Ord. 6-22 have been taken;
(Ordinance/Resolution)

and that such Ord. 6-22 and certificate of publication thereof are of record in
(Ordinance/Resolution)
2022, Page 6.
(Ordinance/Resolution)

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal, if applicable, this 10th day of Jan, 2022.

(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 Dennis Hanwell, Date January 11, 2022
Contractual Officer Dennis Hanwell, Mayor
