

ORDINANCE 21-2025

AN ORDINANCE AUTHORIZING THE VILLAGE OF DELTA, FULTON COUNTY, OHIO, TO EXECUTE AN AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR THE SLIDE REPAIR ON U.S. 20 A SLN 19.20 AND DECLARING AN EMERGENCY

PRELIMINARY LEGISLATION (CONSENT)

PID No. : 119890

County/Route/Section: FUL US 20A 19.20 Slide Repair

The following is an Ordinance enacted by the Village of Delta of Fulton County, Ohio, hereinafter referred to as the Local Public Agency (LPA).

SECTION I – Project Description

WHEREAS, the STATE has determined the need for the project described:

Slide repair on US 20 in Fulton County at SLM 19.20

NOW THEREFORE, be it ordained by the Village of Delta of Fulton County, Ohio.

SECTION II – Consent Statement

Being in the public interest, the LPA gives consent to the Director of Transportation to complete the above-described project as detailed in the LPA-ODOT-Let Agreement entered into between the parties, if applicable.

SECTION III – Cooperation Statement

The LPA shall cooperate with the Director of Transportation in the development and construction of the above-described project and shall enter into a LPA Federal ODOT Let Project Agreement, if applicable, as well as any other agreements necessary to develop and construct the Project.

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

The LPA 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. No such features have been requested to date.

SECTION IV Authority to Sign

The LPA hereby authorizes the Village Administrator of said Village of Delta to enter into and execute contracts with the Director of Transportation which are necessary to develop plans for and to complete the above-described project; and to execute contracts with ODOT pre-qualified consultants for the preliminary engineering phase of the Project.

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Upon request of ODOT, the Village Administrator is also empowered to execute any appropriate documents to affect the assignment of all rights, title, and interests of the Village of Delta to ODOT arising from any agreement with its consultant in order to allow ODOT to direct additional or corrective work, recover damages due to errors or omissions, and to exercise all other contractual rights and remedies afforded by law or equity.

SECTION V – Utilities and Right-of-Way Statement

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

The LPA consents to having the State acquire all necessary rights of way for the subject project in the name of the LPA.

The LPA agrees that all utility accommodation, relocation and reimbursement will comply with the current provisions of 23 CFR 645 and the ODOT Utilities Manual.

SECTION VI – 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 VII-Emergency measure

(as applicable)

The Ordinance 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.

Passed: _____, 2025.
(Date)

Attested: _____
(Clerk)

Administrator, Village of Delta

Mayor, Village of Delta

**CERTIFICATE OF COPY
STATE OF OHIO**

Village of Delta of Fulton County, Ohio

I, _____, as Clerk of the Village of Delta of Fulton County, Ohio, do hereby certify that the foregoing is a true and correct copy of the ordinance adopted by the legislative Authority of the said Village of Delta on the _____ day of _____, 2____.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal, if applicable, this _____ day of _____ 2____.

SEAL

(Clerk)

Village of Delta of Fulton County, Ohio

(If the LPA is designated as a City then the "City Seal" is required. If no Seal, then a letter stating "No Seal is required to accompany the executed legislation.") s