

RECORD OF ORDINANCES

Resolution No. 2023-27

Passed APRIL 5, 20 23

SPONSOR: STREETS COMMITTEE

A RESOLUTION AUTHORIZING THE RESURFACING OF MOGADORE ROAD AND RANDOLPH ROAD FROM GILCHRIST ROAD TO MARTIN ROAD, INCLUDING PAVEMENT REPAIR, CASTING ADJUSTMENTS, AND PAVEMENT MARKINGS, LYING WITHIN THE VILLAGE OF MOGADORE, AND DECLARING AN EMERGENCY.

WHEREAS, on October 5, 2022, the Village enacted legislation proposing cooperation with the Ohio Director of Transportation for resurfacing Mogadore Road and Randolph Road from Gilchrist Road to Martin Road, including pavement repair, casting adjustments, and pavement markings, lying within the Village of Mogadore, PID No. 115353; and,

WHEREAS, the Village intends to cooperate with the Ohio Director of Transportation in the above-described project by assuming and bearing one hundred percent (100%) of the cost of the improvement within the Village limits, less the amount of Federal-Aid funds set aside by the Ohio Director of Transportation for the financing of this improvement from funds allocated by the Federal Highway Administration, U.S. Department of Transportation; and,

WHEREAS, the share of the cost of the Village is now estimated in the amount of One Hundred Eighty-Three Thousand Four Hundred Forty-Nine and 41/100 Dollars, (\$183,449.41), but said estimated amount is to be adjusted in order that the Village's ultimate share of said improvement shall correspond with said percentages of actual costs when said actual costs are determined; and,

WHEREAS, the Director of Transportation has approved said legislation proposing cooperation and has caused to be made plans and specifications and an estimate of cost and expense for improving the above-described highway and has transmitted copies of the same to this legislative authority; and

WHEREAS, the Village desires the Director of Transportation to proceed with the aforesaid highway improvement; and

WHEREAS, this Council finds and determines, after reviewing all pertinent information, that it is necessary and in the best interest of the Village to authorize the resurfacing of Mogadore Road and Randolph Road from Gilchrist Road to Martin Road, including pavement repair, casting adjustments, and pavement markings, lying within the Village.

NOW, THEREFORE BE IT RESOLVED, by the Council of the Village of Mogadore, Counties of Summit and Portage, State of Ohio, that:

SECTION 1: The estimated sum of One Hundred Eighty-Three Thousand Four Hundred Forty-Nine and 41/100 Dollars, (\$183,449.41), is hereby appropriated for the improvement described above and the Village Clerk-Treasurer is hereby authorized and directed to issue an order for said sum upon the requisition of the Ohio Director of Transportation to pay the cost and expense of said improvement. We hereby agree to assume in the first instance, the share of the cost and expense over and above the amount to be paid from Federal funds.

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SECTION 2: The Village hereby requests the Ohio Director of Transportation to proceed with the aforesaid highway improvement.

SECTION 3: The Village will enter into a contract with the State, and the Mayor, Clerk-Treasurer, and Village Engineer are hereby authorized to execute said contract, providing for the payment by the Village of the sum of money set forth herein for improving the described project.

SECTION 4: The Clerk-Treasurer or Village Engineer shall transmit to the Ohio Director of Transportation a fully executed copy of this Resolution.

SECTION 5: The aforesaid recitals are rendered to be the findings of this Council and are hereby incorporated into this Resolution.

SECTION 6: This Council finds and determines that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken in open meetings of this Council and any deliberations of this Council and any of its committees that resulted in this formal action were in meetings open to the public, in compliance with all legal requirements.

SECTION 7: This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, and safety of the residents of the Village of Mogadore and for the purpose of proceeding with the aforementioned improvement as expeditiously as possible and during construction season, and, provided this Resolution receives the affirmative vote of at least five (5) members elected or appointed to this Council, it shall take effect and be in force upon its passage by Council and approval by the Mayor, otherwise it shall take effect and be in force at the earliest period allowed by law.

Michael Raddish 4-5-23
President of Council Date

Phil [Signature] 4-5-23
Mayor Date

Attest: [Signature]
Clerk-Treasurer