

TEMPORARY RESOLUTION NO. 123-21

PERMANENT RESOLUTION NO. _____

A RESOLUTION OF CONSENT FOR PRELIMINARY LEGISLATION FOR THE UPGRADE/RETROFIT OF HIGH AND LOW MAST HPS LIGHTING TO LED LIGHTING, PID NO. 112676

WHEREAS, ODOT has determined the need to upgrade/retrofit high and low Mast HPS lighting to LED lighting at selected locations in District 5, 6, 9, 10, and 11, Luminaire replacement only;

BE IT RESOLVED BY COUNCIL OF THE CITY OF LANCASTER, STATE OF OHIO

SECTION 1. That Lancaster City Council, the LPA, hereby gives consent to the Preliminary Legislation for PID No. 112676, Upgrade/Retrofit of High and Low Mast HPS lighting to LED lighting at selected locations in Districts 5, 6, 9, 10, and 11, Luminaire replacement only, as set forth in Exhibit A, attached hereto or in similar form and agreement.

SECTION 2. That this resolution shall take effect and be in force from and after the earliest period allowed by law.

Passed: _____ after _____ reading. Vote: Yeas _____ Nays _____

Date Approved: _____

Clerk: _____

Offered by: _____

Second by: _____

Requested by Public Works Committee

President of Council

Mayor

The following Preliminary Legislation of Consent enacted by the City of **Lancaster**, hereinafter referred to as the Legislative Authority or Local Public Agency (LPA), in the matter of the stated described project.

SECTION 1. Project Description

WHEREAS, the Ohio Department of Transportation (ODOT) has determined the need for the described project:

Upgrade/Retrofit of High and Low Mast HPS lighting to LED lighting at selected locations in District 5, 6, 9, 10, and 11. Luminaire replacement only.

SECTION 2. Consent Statement

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

SECTION 3. Cooperation Statement

The LPA shall cooperate with the Director of Transportation in the development and construction of the above described project as follows:

1. The LPA gives consent for the above improvement, and
2. The LPA further 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.

SECTION 4. Utilities and Right-of-Way Statement

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

SECTION 5. 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 6. Authority to Sign

The LPA hereby authorizes, Paul Martin, Service-Safety Director of the City of Lancaster is hereby empowered on behalf of the City of Lancaster to enter into agreements with the Director of Transportation which are necessary to complete the above described project.

CERTIFICATE OF COPY
STATE OF OHIO

Lancaster City Council of Fairfield County, Ohio (LPA)

I, Teresa Lee Sandy, as Clerk of the Lancaster City Council of Fairfield County, Ohio, do hereby certify that the foregoing is a true and correct copy of Resolution adopted by the legislative Authority of the said Lancaster City Council on the ___ day of _____, 2021, that the publication of such Resolution has been made and certified of record according to law; that no proceedings looking to a referendum upon such have been taken; and that such Resolution and certificate of publication thereof are of record in original legislation books located in the safe of the City of Lancaster.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal, if applicable, this _____ day of _____, 2021.

(SEAL)

Teresa Lee Sandy, Clerk
Lancaster City Council of
Fairfield County, Ohio (LPA)

(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.)

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

For Lancaster City Council of Fairfield County, Ohio (LPA)

Date: _____

Paul Martin
Service-Safety Director
Contractual Officer

For the State of Ohio

Date _____

Attest: _____

Director, Ohio Department of Transportation