

PRELIMINARY LEGISLATION

Rev. 6/26/00

By: Jeffrey McClelland

Ordinance Number 5-02
PID Number 24030
FRA-EMAIN-0.00

The following is an Ordinance enacted by the City of Bexley, Franklin County, Ohio, hereinafter referred to as the Local Public Agency (LPA), in the matter of the stated described project.

SECTION I – Project Description

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

This project proposes to improve pedestrian streetscape facilities. Scope of work will include widening existing sidewalks and upgrading signage. Project locations extend within the corporate limits of the Cities of Bexley and Columbus on East Main Street from Parkview Avenue to Alum Creek Drive; and on Alum Creek Drive from approximately 450 feet south of East Main Street to the junction of East Main Street.

NOW, THEREFORE, be it ordained by the Council of the City of Bexley, 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.

SECTION III – Cooperation Statement

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

The City agrees to assume and bear one hundred percent (100%) of the total cost of preliminary engineering and right of way.

The City agrees to assume and bear one hundred percent (100%) of the total cost of construction, less the amount of Federal funds set aside by the Director of Transportation. The City further agrees to assume and bear one hundred percent (100%) of the total cost of those features requested by the City which are not necessary for the improvement as determined by the State and Federal Highway Administration.

The City agrees to act as the lead agency for the City of Columbus for the project.

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

SECTION V – Maintenance

Maintain the right-of-way and keep it free of obstructions, and hold said right-of-way inviolate for public highway purposes.

SECTION VI – Authority to Sign

The Mayor and Auditor of said City are hereby empowered on behalf of the City of Bexley to enter into contracts with the Director of Transportation necessary to complete the above described project.

SECTION VII – Emergency Measure

This Ordinance is hereby declared to be an emergency measure to expedite the highway project(s) 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: February 26, 2002
(Date)

Attested: David H. Madison — Jeff Munn —
Clerk of Council President of Council

1/22/02 First reading
2/12/02 Second reading
2/26/02 Third reading. Passed

Approved: 2/26, 2002

David H. Madison
David H. Madison, Mayor

Certified to be a true copy of
the original

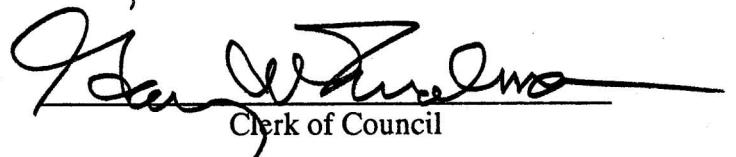
Anita S. Hughes
Notary Public
ANITA S. HUGHES
NOTARY PUBLIC, STATE OF OHIO
MY COMMISSION EXPIRES JULY 26, 2003

CERTIFICATE OF COPY
STATE OF OHIO

City of Bexley, Franklin County, Ohio

I, Gary W. Qualmann, as Clerk of Council of the City of Bexley, Ohio, do hereby certify that the foregoing is a true and correct copy of the Ordinance adopted by the legislative Authority of the said City on the 26th day of February, 2002, that the publication of such Ordinance has been made and certified of record according to law, that no proceedings looking to a referendum upon such Ordinance have been taken; and that such Ordinance and certificate of publication thereof are of record in Ordinance Record Number, Page 5-02.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal, if applicable, this 26th day of February, 2002.


Clerk of Council

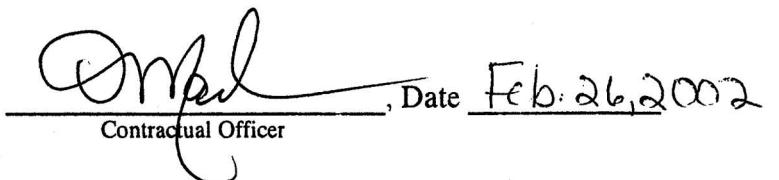
(SEAL)
(If Applicable)

City of Bexley, Ohio.

The foregoing is accepted as a basis for proceeding with the project herein described.
For the City of Bexley, Ohio

Attest:

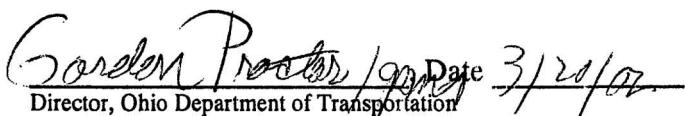



Date Feb. 26, 2002
Contractual Officer

For the State of Ohio

Attest:




Date 3/20/02
Director, Ohio Department of Transportation