

CITY OF FRANKLIN, OHIO
RESOLUTION 2017-14

**PRELIMINARY PARTICIPATORY LEGISLATION AND LPA-FEDERAL-ODOT LET-PROJECT
AGREEMENT FOR THE SAFE ROUTES TO SCHOOL PROJECT**

The following Resolution is enacted by the City of Franklin, Warren County, Ohio, hereinafter referred to as the Local Public Agency (“LPA”), in the matter of the Project described herein.

SECTION I — Project Description

WHEREAS, the Local Public Agency has identified the need for the following described project (“Project”):

Implementation of various countermeasures to improve safety of kids walking and biking to school, including installation of a Rectangular Rapid Flashing Beacon (RRFB) at Fourth and Sherman.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Franklin, Ohio, a majority of Council members present concurring, that:

SECTION II — Consent Statement

Being in the public interest, the LPA gives consent to the Director of Transportation to complete the Project as detailed in the LPA-Federal-ODOT Let-Project Agreement.

SECTION III — Cooperation Statement

The LPA shall cooperate with the Ohio Department of Transportation (“ODOT”) Director of Transportation in the development and construction of the Project and shall enter into the LPA-Federal-ODOT Let-Project Agreement.

SECTION IV — Authority to Sign

The City Manager of said City of Franklin is hereby empowered on behalf of the City of Franklin to enter into the LPA-Federal-ODOT Let-Project Agreement, and to execute, with the ODOT Director of Transportation, any other agreements that are necessary to develop plans for and to complete the Project, and to execute contracts with ODOT pre-qualified consultants for the Preliminary Engineering Phase of the Project.

Upon the request of ODOT, the City Manager is also empowered to execute any appropriate documents to affect the assignment of all rights, title and interest of the City of Franklin, which arise from any agreement between the City of Franklin and its consultant, to ODOT 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 - Sunshine Law

It is found that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this council, and that all deliberations of this Council that resulted in this formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code, and the Rules of Council.

SECTION VI - Effective Date

This Resolution shall take effect and be in force immediately upon its passage.

ADOPTED: March 6, 2017

ATTEST: Jane McBee
Clerk of Council

APPROVED: Denny Cant
Mayor

CERTIFICATE

I, the undersigned Clerk of Council for the Franklin City Council, do hereby certify that the foregoing is a true and correct copy of Resolution 2017-14 passed by this body on March 6, 2017.

Jane McBee
Clerk of Council

CERTIFICATE OF COPY
STATE OF OHIO

City of Franklin of Warren County, Ohio
(LPA)

I, Jane McGee, as Clerk of Council of the City of Franklin, Ohio, do hereby certify that the foregoing is a true and correct copy of Resolution 2017-14, adopted by the Council of the said City of Franklin on the 6th day of March, 2017; and that publication of such Resolution is not required pursuant to the Franklin City Charter; and that Resolutions are not subject to referendum per the Franklin City Charter.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal, this 7th day of March, 2017.

(Seal)

Jane McGee
Jane McGee, Clerk of Council

The foregoing is accepted as a basis for proceeding with the Project therein described.

For the City of Franklin, Ohio:

Date: March 7, 2017

Sonny Lewis
Sonny Lewis, City Manager

For the State of Ohio:

Date:

Director, Ohio Department of Transportation