

CITY OF FRANKLIN, OHIO  
RESOLUTION 2022-22

**ENACTING THE FINAL LEGISLATION AND AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT WITH THE OHIO DEPARTMENT OF TRANSPORTATION (ODOT) TO COMPLETE THE CONSTRUCTION OF THE CLEAR CREEK BIKE PATH CONNECTOR.**

The following Final Resolution enacted by the City of Franklin, Ohio, hereinafter referred to as the Legislative Authority/Local Public Agency or "LPA", in the matter of the stated described project.

WHEREAS, on the 20th day of August 2018, the LPA, by Resolution 2018-52, enacted legislation proposing cooperation with the Ohio Department of Transportation ("ODOT") Director of Transportation for the described project ("Project"):

*The project consists of the construction of a 10-foot-wide shared-use path between the Lions Club Municipal Park and the Hazel Woods Park, including curb, curb ramps, guardrail, fence, railing, drainage, water main work, signage, pavement markings, retaining wall, and structure, lying within the City of Franklin; and*

WHEREAS, 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 entire cost of the improvement within the city limits, less the amount of Federal-Aid funds set aside by the Director of Transportation for the financing of this improvement from funds allocated by the Federal Highway Administration, U. S. Department of Transportation;*

WHEREAS, the LPA's share of the Project cost is now estimated in the amount of One Million Five Hundred Sixty-Three Thousand Four Hundred Eleven and 00/100 Dollars, (\$1,563.411.00), but said estimated amount is to be adjusted in order that the LPA'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 project and has transmitted copies of the same to this legislative authority; and

WHEREAS, The LPA desires the Director of Transportation to proceed with the aforesaid improvement.

NOW, THEREFORE, be it resolved by the Council of the City of Franklin, Ohio, a majority of Council members present concurring, that:

Section 1. That the estimated sum, of One Million Five Hundred Sixty-Three Thousand Four Hundred Eleven and 00/100 Dollars, (\$1,563.411.00) is hereby appropriated for the improvement described above and the fiscal officer is hereby authorized and directed to issue an order on the treasurer for said sum upon the requisition of the 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.

Section 2. That the City hereby requests the Director of Transportation to proceed with the aforesaid improvement.

Section 3. That the City enter into a contract with the State, and that the City Manager be, and is hereby authorized to execute said contract, providing for the payment of the LPA the sum of money set forth herein above for improving the described project.

Section 4. That the City Manager is hereby directed to transmit a fully executed copy of this Resolution to the Director of Transportation.

Section 5. It is hereby 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 6. This Resolution shall become effective immediately upon its passage.

ADOPTED: March 21, 2022

ATTEST: Khristi Dunn  
Khristi Dunn, Clerk of Council

APPROVED: Brent Centers  
Brent Centers, Mayor

CERTIFICATE OF COPY  
STATE OF OHIO

City of Franklin of Warren County, Ohio  
(LPA)

I, Khristi Dunn, as Clerk of Council of the City of Franklin, Ohio, do hereby certify that the foregoing is a true and correct copy of Resolution 2022-22, adopted by the Council of the said City of Franklin on the 21st day of March 2022; 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, this 22 day of March 2022.

Khristi Dunn  
Khristi Dunn, Clerk of Council