

# RECORD OF RESOLUTIONS

C. Mark  
R. 2009

Dayton Legal Blank, Inc. Form No. 30045

Resolution No. 2009-I

Passed March 9, 2009

## CITY OF BELLBROOK, OHIO

### RESOLUTION NO. 2009-I

#### **A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH THE STATE OF OHIO AND PROVIDE FOR THE PAYMENT OF \$123,860 TO THE STATE OF OHIO DEPARTMENT OF TRANSPORTATION FOR THE STATE ROUTE 725 OVERLAY PROJECT**

WHEREAS, on June 23, 2008, the City of Bellbrook approved Resolution 2008 L proposing cooperation with the Director of Transportation for the project on State Route 725 from mile marker 0.52 at the west corporation line, east to mile marker 1.72; and

WHEREAS, work shall consist of pavement planing and resurfacing the specified sections with asphalt concrete, striping the entire length of the project and installation of raised pavement markers, lying within the City of Bellbrook; and

WHEREAS, the City of Bellbrook shall cooperate with the Director of Transportation in the above-described project as follows: The City agrees to assume and bear the entire cost and expense of the improvement, less the amount of Federal-aid funds set aside by the Director of Transportation of the State of Ohio for the financing of this improvement from funds allocated by the Federal Highway Administration, U.S. Department of Transportation, and further, the City agrees to bear one hundred percent (100%) of the cost of the following items:

1. Preliminary Engineering, excluding in-house preliminary engineering charges incurred by the State.
2. Right-of-Way

The City's share of the cost is now estimated in the amount of One Hundred Twenty Three Thousand Eight Hundred Sixty and 00/100 Dollars, (\$123,860.00,) but said estimated amount is to be adjusted in order that the City of Bellbrook's ultimate share of said improvement shall correspond with the 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 the City; and

WHEREAS, the City of Bellbrook desires the Director of Transportation to proceed with the aforesaid highway improvement.

#### **NOW, THEREFORE, THE CITY OF BELLBROOK HEREBY RESOLVES:**

Section 1. That the estimated sum of One Hundred Twenty Three Thousand Eight Hundred Sixty and 00/100 Dollars (\$123,860.00,) 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. The City of Bellbrook hereby agrees 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 of Bellbrook hereby requests the Director of Transportation to proceed with the aforesaid highway improvement.

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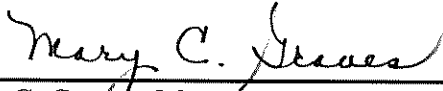
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Section 3. That the City of Bellbrook enter into a contract with the State and that City Manager is hereby authorized to execute said contract, providing for the payment of the sum of money set forth herein above for improving the described project.

Section 4. That the City of Bellbrook transmit to the Director of Transportation a fully executed copy of this Resolution.

Section 5. That this resolution shall take effect and be in force forthwith.



Mary C. Graves, Mayor



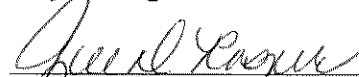
Jill D. Rosner, Clerk of Council

## CERTIFICATE OF COPY:

This is to certify that we have compared the foregoing copy of Resolution 2009-I with the original record thereof, found in the record of the proceedings of the City of Bellbrook and which Resolution was duly passed by the City of Bellbrook on the 9<sup>th</sup> day of March, 2009, and that the same is a true and correct copy of the record of said Resolution and the action of the City of Bellbrook thereon.

We certify that the said Resolution and the action of said City of Bellbrook thereon is recorded in the journal of the City of Bellbrook in Volume 2009 Proceedings, Ordinances and Resolutions under the date of March 9, 2009.

Legislative Authority of the  
City of Bellbrook, Ohio

  
MARK A. SCHLAGHECK  
City Manager  
JILL D. ROSNER  
Clerk of Council

(Seal)