



OHIO DEPARTMENT OF TRANSPORTATION

DISTRICT 3 • 906 CLARK AVE • ASHLAND, OHIO 44805 • (800) 276-4188
JOHN R. KASICH, GOVERNOR • JERRY WRAY, DIRECTOR • HOWARD P. HUEBNER, DISTRICT DEPUTY DIRECTOR

November 20, 2015

Ord. 12315

Ms. Kathy Patton, Clerk of Council
City of Medina
132 North Elmwood Ave.
Medina, OH 44256

Re: PID 92954 MED-42-17.68 Intersection Improvement

Dear Ms. Patton:

We are returning one copy of executed legislation for your records. Thank you for your efforts to have it passed along and forwarded to us.

If you have any further questions regarding this project, please contact me at 419.207.7179.

Respectfully,

Adam Mellen, E.I.
District 3 Planning & Engineering Department

LAF:ACM:acm

Attachments

cc: project file, I:Drive file

RECEIVED

NOV 23 2015

BY: _____

ORDINANCE NO. 123-15

AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE PRELIMINARY LEGISLATION WITH THE OHIO DEPARTMENT OF TRANSPORTATION (ODOT) FOR THE US 42 CORRIDOR IMPROVEMENT PROJECT.

WHEREAS: ODOT has submitted to the City the Preliminary Legislation for the upcoming US 42 Corridor Improvement Project; and

WHEREAS: Medina City Council has committed to providing \$1.1 million in funds towards the construction of ODOT's US 42 Corridor Improvement Project and will be responsible for approximately \$955,300.00 for the replacement of water lines along North Court Street.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MEDINA, OHIO:

SEC. 1: That the Mayor be and is hereby authorized and directed to execute a Preliminary Legislation Agreement with the Ohio Department of Transportation (ODOT) for the US 42 Corridor Improvement Project.

SEC. 2: That a copy of said Preliminary Legislation Consent Agreement is marked Exhibit A, attached hereto and incorporated herein.

SEC. 3: That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with the law.

SEC. 4: That this Ordinance shall be in full force and effect at the earliest period allowed by law.

PASSED: October 13, 2015

SIGNED: John M. Coyne, III
President of Council

ATTEST: Kathy Patton
Clerk of Council

APPROVED: October 14, 2015

THE UNDERSIGNED, CLERK OF THE COUNCIL OF THE CITY OF MEDINA, OHIO, HEREBY CERTIFIES THAT THE FOREGOING IS A TRUE AND CORRECT COPY OF ORDINANCE-RESOLUTION NO. 123-15 ADOPTED BY SAID COUNCIL ON Oct. 13, 2015
Kathy Patton
CLERK OF COUNCIL.

SIGNED: Dennis Hanwell
Mayor

PRELIMINARY LEGISLATION

Ordinance/Resolution No. Ord. 123-15
PID No. 92954
Project Name MED US 0042 17.68

The following 123-15 enacted by the City of Medina of Medina County, Ohio,
(Ordinance/Resolution)
hereinafter referred to as the City, in the matter of the stated described project.

SECTION I - Project Description

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

This project consists of widening and safety improvements for approximately 1.44 miles of US 42 from South of Harding Street to 950 ft south of Fenn Road and tie into associated local cross streets. The construction includes pavement widening, sidewalks, multi-use path, raised median, traffic control, traffic signals, lighting, water line replacement and drainage improvements.

Construction is tentatively scheduled to begin in calendar year 2016 and be completed in 2017.

NOW THEREFORE, be it ordained by the City of Medina of Medina County, Ohio.

SECTION II - Consent Statement

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

SECTION III - Cooperation Statement

The City shall cooperate with the Director of Transportation, for the portion of this project within the Medina Corporation limit, as follows:

- 1) *The city agrees to assume and bear a fixed cost of \$1,100,000 for the Construction costs, which include Construction and Construction Engineering.*
- 2) *The city agrees to assume and bear the waterline costs, which include Construction and Construction Engineering and is estimated to be approximately \$950,300.*
- 3) *ODOT agrees to assume and bear the waterline costs on both West and East Reagan Parkway at conflict points. The city made a decision not to have a full replacement of the waterline on West and East Reagan Parkway.*
- 4) *Due to the re-design of the construction plans to remove the waterline from both West and East Reagan Parkway, the city agrees to assume and bear the re-design*

costs of approximately \$5,000.

- 5) *The city agrees to assume and bear the additional Construction costs associated with the alternate bid items, if chosen by the city, for the decorative luminaire heads. The decorative luminaire heads additional cost is estimated at approximately \$62,000.*
- 6) *The city's intent is to NOT have decorative light poles or decorative bracket arms for the lights. There has been alternate bid items setup in the plan in case the city decides to pay the additional costs for decorative light poles and decorative bracket arms. The decorative light poles approximate additional cost is \$98,000 and the decorative bracket arms approximate additional cost is \$80,000.*
- 7) *The city agrees to assume and bear the additional Construction costs associated with the alternate bid items, if chosen by the city, for the decorative traffic signal poles and the decorative traffic signal mast arms. The decorative traffic signal poles and decorative traffic signal mast arms additional cost is estimated at approximately \$410,000.*

SECTION IV - Maintenance

Upon completion of the described Project, and unless otherwise agreed, the City shall:

- 1) Provide adequate maintenance for the described Project in accordance with all applicable state and federal law;
- 2) Provide ample financial provisions, as necessary, for the maintenance of the described project;
- 3) Maintain the right-of-way, keeping it free of obstructions; and hold said right-of-way inviolate for public highway purposes.

SECTION V - Utilities and Right-of-Way Statement

The City agrees to be responsible for all utility accommodation, relocation, and reimbursement, as described above, and agrees that all such accommodations, relocations, and reimbursements shall comply with the current provisions of 23 CFR 645 and the ODOT Utilities Manual

Passed: October 13, 2015.
(Date)

Attested: Kathy Patton, Clerk (Clerk) Dr. Hanwell (Officer of City - title) Dennis Hanwell, Mayor

Attested: Kathy Patton, Clerk (Title) John M. Coyne III / KP (President of Council)

This Ord. 123-15 is hereby declared to be an emergency measure to expedite the highway project 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.

PID No. 92954

Project Name MED US 0042 17.68

CERTIFICATE OF COPY
STATE OF OHIO

City of Medina of Medina County, Ohio

I, Kathy Patton, as Clerk of the City of Medina of Medina County, Ohio,

Do hereby certify that the foregoing is a true and correct copy of Ord. 123-15 adopted by
(Ordinance/Resolution)

the legislative Authority of the said City of Medina on this 13th day of October, 20 15.

that the publication of such Ord. 123-15 has been made and certified of record according to
(Ordinance/Resolution)

law; that no proceedings looking to a referendum upon such Ord 123-15 have been taken;
(Ordinance/Resolution)

and that such Ord. 123-15 and certificate of publication thereof are of record in
(Ordinance/Resolution)

2015, Page 123.
(Ordinance/Resolution)

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal, if applicable, this 14th day of October, 20 15.

(SEAL)
(If Applicable)

Kathy Patton
Clerk Signature

City of Medina of Medina County, Ohio.

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

For the City of Medina of Medina County, Ohio

Attest: Dawn Smare

Dennis Hanwell, Date 10-14-15
Contractual Officer
Dennis Hanwell-Mayor

For the State of Ohio

Attest: _____

Jerry Wiley, Date 10-29-2015
Director, Ohio Department of Transportation