

CITY OF HILLSBORO, OHIO
ORDINANCE NO. 2025-12

**AN ORDINANCE AUTHORIZING THE SAFETY AND SERVICE DIRECTOR TO ENTER
INTO AN AGREEMENT WITH ODOT FOR PROJECT PID 119779 AND DECLARING AN
EMERGENCY**

WHEREAS, the City of Hillsboro has determined the need for a bridge project to repair the abutments on HIG-62-17.10 (SFN 3601269) near Diamond Drive within the City of Hillsboro.

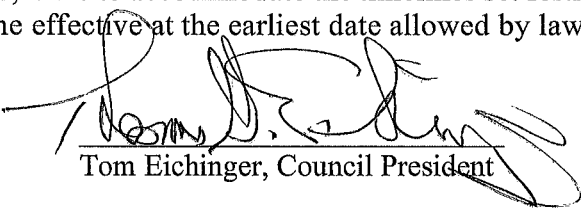
NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF HILLSBORO, STATE OF OHIO, WITH 2/3 OF ALL COUNCIL MEMBERS CONCURRING THAT:

SECTION 1: That the Safety and Service Director is authorized to enter into an agreement to participate in ODOT PID 119779. See Exhibit "A" as attached hereto and incorporated herein by reference.

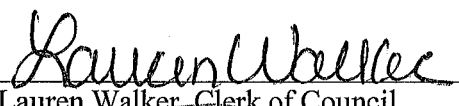
SECTION 2: That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal actions were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 3: This Ordinance is declared to be an emergency measure, and Council has dispensed of three necessary readings and is essential to the immediate preservation of the public health, safety, and welfare of the residents of the City of Hillsboro, Ohio to accommodate the timelines set forth by the Ohio Department of Transportation and shall become effective at the earliest date allowed by law.

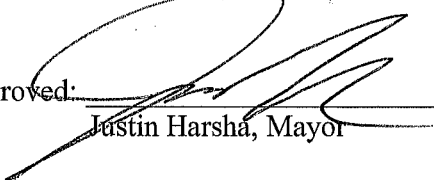
Passed this 16 day of April, 2025.


Tom Eichinger, Council President

Attest:


Lauren Walker, Clerk of Council

Approved:


Justin Harsha, Mayor

Date:

4/17/2025

Prepared by the City Law Director.

EXHIBIT "A"

PRELIMINARY LEGISLATION (LPA-ODOT-Let Project Agreement) (CONSENT)

Ordinance/Resolution # : 2025-12

PID No. : 119779

County/Route/Section : HIG-62-17.10 Agreement
No: _____

Section I – Consent Statement

Being in the public interest, the LPA (Local Public Agency) gives consent to the Director of Transportation to complete the above-described project as detailed in the LPA-ODOT-Let Agreement entered into between the parties, if applicable.

Section II – Cooperation Statement

The LPA shall cooperate with the Director of Transportation in the development and construction of the above-described project and shall enter into an LPA Federal ODOT Let Project Agreement, if applicable, as well as any other agreements necessary to develop and construct the Project.

The State shall assume and bear 100% of all of the costs of the improvement.

The LPA agrees to pay 100% of the cost of those features requested by the LPA which are determined by the State and Federal Highway Administration to be unnecessary for the Project.

Section III – Authority to Sign

The LPA hereby authorizes Brianne Abbott, Safety and Service Director of said City of Hillsboro to enter into and execute contracts with the Director of Transportation which are necessary to develop plans for and to complete the above-described project; and to execute contracts with ODOT pre-qualified consultants for the preliminary engineering phase of the Project.

Upon request of ODOT, the Safety and Service Director, Ms. Brianne Abbott is also empowered to execute any appropriate documents to affect the assignment of all rights, title, and interests of the City of Hillsboro to ODOT arising from any agreement with its consultant 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.

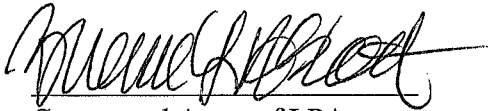
Section IV – Utilities and Right-of-Way Statement

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

Upon completion of the Project, and unless otherwise agreed, the LPA shall: (1) provide adequate maintenance for the Project in accordance with all applicable State and Federal law, including, but not limited to, Title 23, U.S.C., Section 116; (2) provide ample financial provisions, as necessary, for the maintenance of the Project; (3) maintain the right-of-way, keeping it free of obstructions; and (4) hold said right-of-way inviolate for public highway purposes.


Contractual Agent of LPA

Safety + Service Director
Title

4-17-2025
Date

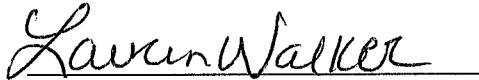
**CERTIFICATE OF COPY
STATE OF OHIO**

City of Hillsboro of Highland County, Ohio
(LPA)

I, Lauren Walker, as Clerk of the City of Hillsboro
(LPA)

of Highland County, Ohio, do hereby certify that the foregoing is a true and correct copy of Ordinance 2025-12 adopted by the legislative Authority of the said City of Hillsboro on the 16 day of April, 2025.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal, if applicable, this 17 day of April 2025.


(Clerk)

SEAL

City of Hillsboro of Highland County, Ohio
(LPA)

(If the LPA is designated as a City then the "City Seal" is required. If no Seal, then a letter stating "No Seal is required to accompany the executed legislation.")