

FISCAL OFFICER'S CERTIFICATE

I hereby certify that the money, to wit: \$ 17,800.⁰⁰,
required for the payment of the cost other than that part thereof assumed by
the State of Ohio for the improvement of that portion of SR-10 and SR-58,
lying within the corporate limits of the City of Oberlin, Ohio, more parti-
cularly described as follows:

By applying an asphalt concrete surface course on:
SR-10 (Lorain St.) from Prospect St. (S.L.M. 5.89) to East Corp. limits (S.L.M.
8.83); widths 26' and 28'; approximate thickness 1"; length 9,979'.

SR-58 (Main St.) from South Corp. (S.L.M. 14.99) to North Corp. (S.L.M. 16.51);
widths 33', 56', 50', 30' and 26'; approximate thickness 1"; length 8,025'.

Total length of project 3.41 miles.

has been lawfully appropriated for such purpose and is in the treasury to the
credit of, or has been levied, placed on the duplicate and in process of collection
for the appropriate fund and not appropriated for any other purpose; or is being
obtained by sale of bonds issued on account of said improvement, which bonds are
sold and in process of delivery.

I further certify that this certificate was made, sealed and filed with the
legislative authority of Oberlin, Ohio, after said legis-
lative authority passed the ordinance/resolution in connection with the within
described project; and that this certificate was forthwith recorded in the record
of proceedings of said legislative authority, namely: Legislative Authority's
Journal, volume ORD 1360 ACCM^s at page .

(Fiscal Officer's Seal)

IN WITNESS WHEREOF, I have hereunto set my hand
and official seal as said fiscal officer, this

10th day of March, 1978

D. E. Tuck
Fiscal Officer of Oberlin, Ohio.

NAME OF STREET Lorain - Main ORDINANCE NO. 1360 AC CMS
ROUTE NO. 10 - 58 DATE OF ENACTMENT March 6, 1978

An emergency ordinance enacted by the ~~Village~~ ^{City} of Oberlin,
Lorain County, Ohio, in the matter of the hereinafter described improvement,
under the supervision of the Director of Transportation.

WHEREAS, the Director of Transportation is considering improving a portion of the public highway which is described as follows:

By applying an asphalt concrete surface course on:

SR-10 (Lorain St.) from Prospect St. (S.L.M. 5.89) to East Corp. limits (S.L.M. 8.83); widths 26' and 28'; approximate thickness 1"; length 9,979'.

SR-58 (Main St.) from South Corp. (S.L.M. 14.99) to North Corp. (S.L.M. 16.51); widths 33', 56', 50', 30' and 26'; approximate thickness 1"; length 8,025'.

Total length of project 3.41 miles.

^{City}
NOW THEREFORE, Be it ordained by the Council of the ~~Village~~ ^{City} of Oberlin,
Ohio:

SECTION I (Consent)

^{City}
That it is declared to be in the public interest that the consent of said ~~Village~~ ^{City} be and such consent is hereby given to the Director of Transportation to construct the above described improvement, in accordance with plans, specifications and estimates as approved by the Director.

SECTION II (Cooperation)

^{City}
That said ~~Village~~ ^{City} hereby proposes to cooperate with the State of Ohio, in the cost of the above described improvement as follows:

The lump sum of \$17,800 which
includes the cost of raising castings.

SECTION II-A

That the Lump Sum of \$17,800
is hereby appropriated for the improvement of the highway as described hereinabove.

SECTION III (Authority to Sign)

That the City Manager ^{City}
(Contractual Officer's Title) of said ~~Village~~ ^{City} is hereby authorized to enter
into maintenance and parking agreements and special contractual obligations.

SECTION IV (Maintenance, Parking, Traffic Control Signals and Devices)

That upon completion of said improvement, said City ~~XXXX~~, will thereafter keep said highway open to traffic at all times, and

- (a) Maintain the improvement in accordance with the provisions of the statutes relating thereto and make ample financial and other provisions for such maintenance; and
- (b) Maintain the right of way and keep it free of obstructions in a manner satisfactory to the State of Ohio and hold said right of way inviolate for public highway purposes and permit no signs, posters, billboards, roadside stands or other private installations within the right of way limits; and
- (c) Place and maintain all traffic control devices conforming to the Ohio Manual of Uniform Traffic Control Devices on the improvement in compliance with the provisions of Section 4511.11 and related sections of the Ohio Revised Code; and
- (d) Regulate parking in the following manner:

SR 10: Permit no parking on pavement from Prospect St. to East Corp. limits.

SR-58: Permit no parking on pavement from South Corp. limits to Vine St. and from Lorain St. to North Corp. limits.
Permit angle parking (37° max.) on both sides from Vine Street to College Street.
Permit angle parking (37° max.) on one side and parallel parking on one side from College St. to Lorain St.

SECTION V

(Right of Way, Utility Rearrangement and Saving the State of Ohio Harmless of Damages)

- (a) That all existing street and public way right of way within the City ~~XXXX~~ which is necessary for the aforesaid improvement, shall be made available therefor.
- (b) That the State ~~Municipality~~ ~~XXXXXX~~ will acquire any additional right of way required for the construction of the aforesaid improvement.
- (c) That arrangements have been or will be made with and agreements obtained from all public utility companies whose lines or structures will be affected by the said improvement and said companies have agreed to make any and all necessary plant removals or rearrangements in such manner as to be clear of any construction called for by the plans of said improvement and said companies have agreed to make such necessary rearrangements immediately after notification by said City ~~XXXX~~ or the Department of Transportation.
- (d) ~~That the City of XXXX hereby agrees that the City of XXXX shall be held harmless from and save the City of XXXX from any and all damages or claims thereof arising from or growing out of the certification of obligations made or agreed to in Sections (a), (b), (c), (d) and (e) hereinabove.~~
- (e) That the construction, reconstruction, and/or rearrangement of both publicly and privately owned utilities, referred to in subsections (c) and (d) above, shall be done in such a manner as not to interfere unduly with the operation of the contractor constructing the improvement and all backfilling of trenches made necessary by such utility rearrangements shall be performed in accordance with the provisions of the Ohio Department of Transportation Construction and Material Specifications and shall be subject to approval by the State.
- (f) That the installation of all utility facilities on the right of way shall conform with the requirements of the Federal Highway Administration Policy and Procedure Memorandum 30-4 "Utility Relocations and Adjustments" and the Department of Transportation's rules on Utility Accommodation.
- (g) That said City ~~XXXX~~ hereby agrees that the said Department of Transportation of the State of Ohio, shall be and is hereby saved harmless from any and all damages or claims thereof arising from or growing out of the certification of obligations made or agreed to in Sections (a), (b), (c), (d) and (e) hereinabove.

SECTION VI (Emergency Clause)

This ordinance is hereby declared to be an emergency measure by reason of the need for expediting highway improvements to promote highway safety, and provided it receives the affirmative vote of two-thirds of the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Vote on suspension of the rule requiring an ordinance to be fully and distinctly read on three different days:
(Requires a ye vote by three-fourths of all elected members)

Yeas 7 Nays 0

Vote on emergency clause: Yeas 7 Nays 0

Passed March 6, 19 78 Yeas 7 Nays 0
As an emergency measure.

Passed: March 6, 19 78

Attest: Eugene F. Simon
Clerk

Attest: _____

Dewey Sargel
Mayor

President of Council

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

Attest: [Signature]

City
For the of Oberlin, Ohio

City Manager _____, Date March 7, 1978
Contractual Officer

For the State of Ohio

Attest: _____

_____, Date _____
Director, Ohio Department of Transportation

CERTIFICATE OF COPY

STATE OF OHIO

City of SS

County

I, _____, as clerk of the City of _____, Ohio, do hereby certify that the foregoing is a true and correct copy of ordinance adopted by the legislative Authority of the said City/_____ on the _____ day of _____, 19_____, that the publication of such ordinance has been made and certified of record according to law; that no proceedings looking to a referendum upon such ordinance have been taken; and that such ordinance and certificate of publication thereof are of record in Ordinance Record No. _____, Page _____.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my seal, this _____ day of _____, 19_____.

Clerk

(SEAL)

CITY of _____, Ohio.