

# RECORD OF ORDINANCES

**RESOLUTION CM-13-02**

Passed *March 12, 2013*

## **A RESOLUTION AUTHORIZING THE MUNICIPAL MANAGER TO PREPARE AND EXECUTE A SAFE ROUTES TO SCHOOL PROJECT APPLICATION**

The following is a Resolution enacted by the Council of the Municipality of West Milton, Miami County, Ohio, hereinafter referred to as the Local Public Agency (LPA), in the matter of the West Milton/Milton-Union Safe Routes Project.

**WHEREAS**, the United States Congress has set aside monies for Safe Routes to School Projects through the State of Ohio, Department of Transportation; and

**WHEREAS**, LPAs can apply for these monies and be selected for funding by the State of Ohio, Department of Transportation; and

**WHEREAS**, the West Milton/Milton-Union Safe Routes Project is a transportation activity eligible to receive federal funding;

**NOW, THEREFORE, BE** it Resolved by the Council of the Municipality of West Milton, Ohio that:

**SECTION I:** The Municipal Manager of said LPA is hereby empowered on behalf of the Municipality of West Milton to prepare and execute an application for SRTS funds for the state described project and to submit same to the State of Ohio, Department of Transportation.

**SECTION II:** The total cost of the project, which includes design, construction engineering, and construction cost, is estimated to be \$50,000.00, of which the LPA, if awarded the funds, further agrees to pay One Hundred Percent (100%) of the construction cost over and above the maximum amount provided by the State of Ohio, Department of Transportation.

**SECTION III:** Upon completion of the Project, and unless otherwise agreed, the LPA shall: (1) provide adequate maintenance for the described Project in accordance with all applicable state and federal laws, including, but not limited to, 23 USC 116; (2) provide ample financial provisions, as necessary, for the maintenance of the described Project; (3) if necessary, maintain the right-of-way, keeping it free of obstructions; and (4) if necessary, hold said right-of-way inviolate for public highway purposes.

**SECTION IV:** If the application is approved for the funding, the Municipal Manager of said LPA is hereby empowered on behalf of the LPA to enter into a contract with the Director of the Ohio Department of Transportation to complete the above described Project.

**SECTION V:** This Resolution shall take effect and be in force upon passage.

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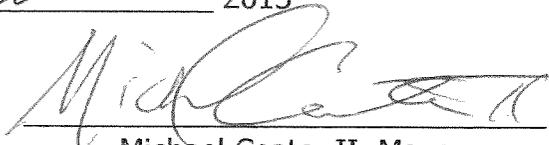
Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No.  
**RESOLUTION CM-13-02**

Passed March 12, 2013

Passed this 15<sup>th</sup> day of March, 2013

  
Michael Coate, II, Mayor

ATTEST:



Linda L. Cantrell  
Clerk of Council CAP/OM

APPROVED AS TO FORM:



Charles H. Sell, II  
Law Director