

RESOLUTION NO. 45-10

RESOLUTION OF THE CITY OF PAINESVILLE
PROPOSING TO COOPERATE WITH THE DIRECTOR
OF TRANSPORTATION ON THE REHABILITATION
OF SR 2 and DECLARING AN EMERGENCY.

WHEREAS, the public interest demands the improvement hereinafter described.

NOW THEREFORE, BE IT RESOLVED, by the Council of the City of Painesville, Lake County Ohio, that:

SECTION I – The public interest demands the improvements of that part of the **Lakeland Freeway (S.R. 2)**, situated in the County of Lake, State of Ohio, and described as follows:

Rehabilitate Lakeland Freeway (S.R. 2) from the City of Painesville west corporation line to the east corporation line a distance of 2.18 miles more or less in the City of Painesville.

SECTION II – The City of Painesville does hereby propose to cooperate with the Director of Transportation in the cost of the above described improvement as follows:

The entire cost and expense of this improvement will be provided by the Department. No financial participation will be required by the City.

However, the City agrees to assume and contribute one hundred percent (100%) of the cost of any work included in the construction contract, at the request of the City, which is determined by the Director not to be part of or made necessary by the improvement.

SECTION III – The City agrees to arrange for the relocation, rearrangement or alteration of all utilities of any nature whatsoever whether privately, publicly, or cooperatively owned, which will be affected by or interfere with said improvement, and said rearrangements will be done at such time as requested by the Director of Transportation. The cost of relocation, rearrangement and alteration of such utilities affected and payment therefore shall be in accordance with Ohio Department of Transportation Directive H-P-508.

SECTION IV – The City agrees that all right-of-way required for the improvement will be acquired in accordance with all applicable State and Federal regulations in force and effect.

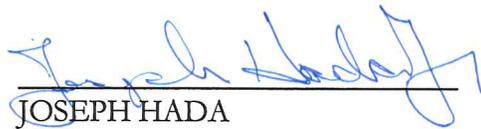
SECTION V – Upon completion of said improvement, the City will make arrangement to keep said highway open to traffic at all times and will arrange for:

- a) Maintenance of the improvement and making ample financial and other provisions for such maintenance; and
- b) Maintenance of the right-of-way and keeping it free of obstruction, and holding said right-of-way inviolate for public highway purposes, and permitting no signs, posters, billboards, roadside stands or other private installations within the right-of-way limits; and
- c) The placing and maintaining of all traffic control devices in conformance with 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: *Prohibit parking in accordance with Section 4511.66 of the Ohio Revised Code, unless otherwise controlled by local ordinance or resolution.*

SECTION VI - That this resolution is hereby declared to be an emergency measure necessary for the protection and preservation of the peace, health, safety and general welfare of the inhabitants of the City of Painesville, the emergency being that immediate passage is necessary

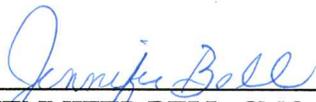
to ensure the project continues in a timely manner, and therefore, this resolution shall be effective immediately upon its passage.

PASSED: November 15, 2010



JOSEPH HADA
President of Council

ATTEST:



JENNIFER BELL, CMC
Clerk of Council