

ORDINANCE NO. 247 (22-23)

An Ordinance adopted by the Council of the City of Marietta, Ohio wherein the LPA gives consent to the Director of Transportation for the Installation and Upgrading of Existing Infrastructure for an Interconnected Traffic Signal System at Six (6) Intersections Within the City of Marietta, Ohio, and declaring an EMERGENCY.

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

PID No.: 107351

County/Route/Section: D10 Signal FY 2024

The following is an Ordinance enacted by the Council of the City of Marietta, Washington County, Ohio, hereinafter referred to as the Local Public Agency (LPA).

SECTION I – Project Description

WHEREAS, the LPA has determined the need for the described project:

Signal upgrade projects at six intersections in the City of Marietta, Ohio. Work will take place at the intersection of State Route 60 and Davis Avenue. Work includes replacing signal heads, signal wires, messenger wires, and tether wires. Work will take place at the five (5) following intersections: 7th and Putnam Street; 4th and Putnam Street; 3rd and Putnam Street; 2nd and Putnam Street; and 3rd and Scammel Street. Work includes the replacement of the video detection systems, including signal wires, messenger wires and related control cabinet work. Total length of work in the City of Marietta is approximately 0.06 miles; now therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MARIETTA, OHIO:

SECTION II – Consent Statement

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

SECTION III – Cooperation Statement

The LPA shall cooperate with the Director of Transportation in the above described project as follows:

The State shall assume and bear 100% of all of the costs of the improvement for the intersection at State Route 60 and Davis Avenue.

The City/LPA shall assume and bear 100% of the costs of the improvements at the following intersections; 7th and Putnam Street; 4th and Putnam Street; 3rd and Putnam Street; 2nd and Putnam Street; and 3rd and Scammel Street.

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 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.

SECTION IV Authority to Sign

The LPA hereby authorizes the Director of Public Safety and Service of the City of Marietta, Ohio to enter into and execute contracts with the Director of Transportation, necessary to complete the above-described project.

SECTION VII-Emergency measure
(as applicable)

The Ordinance 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.

Introduced by the Streets and Transportation Committee, Harley Noland, Chairman

William Farnsworth
Harley Noland

Chairman

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Passed this 6th day of April, 2023.

Susan J. Vessels
President of Council

Attest:

Michelle Newbanks
Clerk of Council

Approved on this 6th day of April, 2023.

[Signature]
Mayor

First Reading April 6, 2023

Second Reading Suspended

Third Reading Suspended