

**CONSENT LEGISLATION**  
**RC 5521.01**

<b>Resolution#</b>	<b><u>Resolution NO. 2023-14</u></b>
<b>PID No.</b>	<b><u>116080</u></b>
<b>County/Route/Section</b>	<b><u>D04 CS FY2024</u></b>

The following Resolution is enacted by the Village of Windham of Portage  
(Ordinance/Resolution) (Local Public Agency)  
County, Ohio, hereinafter referred to as the Local Public Agency (LPA).

**SECTION I - Project Description**

WHEREAS, the STATE has identified the need for the described project:

Crack sealing a portion of SR 303 in the Village of Windham.

NOW THEREFORE, be it resolved by the Village of Windham of Portage County, Ohio.  
(LPA)

**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.

The LPA further agrees to pay One Hundred Percent (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.

**SECTION V - Maintenance**

Upon completion of the described Project, and unless otherwise agreed, the LPA shall: (1) provide adequate maintenance for the described Project in accordance with all applicable state and federal law, including, but not limited to, 23 USC 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 VI - Authority to Sign**

The Mayor and Fiscal Officer of said Village of Windham is hereby empowered  
(Contractual Agent) (LPA)  
on behalf of the Village of Windham to enter into contracts with the Director of  
(LPA)  
Transportation which is necessary to complete the above described project.

This Resolution is hereby declared to be an emergency measure to expedite the highway project(s) 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.

Passed: October 23, 2023,  
(Date)

Attested: \_\_\_\_\_  
(Fiscal Officer) (Mayor)

Approved  
as to form  
Attested: \_\_\_\_\_  
(Solicitor)

CERTIFICATE OF COPY  
STATE OF OHIO

Village of Windham of Portage County, Ohio,  
(LPA)

Katrina Washington, as Fiscal Village of Windham  
Officer of the (LPA)

of Portage County, Ohio, do hereby certify that the forgoing is a true and  
correct copy of Resolution adopted by the legislative Authority of the said  
(Ordinance/Resolution)  
Village of Windham on the 23rd day of October, 20 23  
(LPA)

that the publication of such Resolution has been made and certified of  
(Ordinance/Resolution)  
record according to law; that no proceedings looking to a referendum upon such  
Resolution have been taken; and that such resolution  
(Ordinance/Resolution) (Ordinance/Resolution)  
and certificate of publication thereof are of record as Resolution NO. 2023-  
Resolution 2023-XX. 14

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal, if  
applicable, this 23 day of October,

Katrina Washington  
Clerk

VILLAGE SEAL

Village of Windham of Portage County, Ohio  
(LPA)

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

The foregoing is accepted as a basis for proceeding with the project herein described.  
For the Village of Windham of Portage County, Ohio  
(LPA)

Attest: Katrina Washington, Date October 23,  
2023

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For the State of Ohio

Attest: \_\_\_\_\_

\_\_\_\_\_, Date \_\_\_\_\_  
Director, Ohio Department of Transportation