



Prepared: 3/23/2016
Introduced: 4/05/2016
Amended:
Adopted: 4/5/2016
Effective: 4/5/2016

Resolution Number R-15-2016
PID Number 97879
Lic-SR 161-01.83

RESOLUTION R-15-2016

A RESOLUTION AUTHORIZING THE CITY MANAGER TO SIGN ODOT CONSENT LEGISLATION FOR THE CONSTRUCTION OF AN INTERCHANGE FACILITY ALONG STATE ROUTE 161 AT THE MINK STREET OVERPASS

WHEREAS, the City of New Albany has identified the need for the stated described project:

Construction of interchange facility along SR 161 at the Mink Street overpass. The project will include the installation of three signalized intersections. This work will be performed as part of PID 97879, Lic-SR 161-01.83; and

WHEREAS, said portion of the described project is within the City of New Albany area of responsibility.

NOW THEREFORE, BE IT RESOLVED by the City of New Albany of Franklin and Licking Counties, Ohio:

Section 1. Consent Statement

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

Section 2. Cooperation Statement

The City of New Albany shall cooperate with the Director of Transportation in the above described project as follows:

The State shall assume and bear 100% of the costs of the improvement including right-of-way acquisition.

Section 3. Utilities and Right-of-Way Statement

The State 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 State also understands that right-of-way costs include eligible utility costs.

The State agrees that all utility accommodations, relocations and reimbursements will comply with the current provisions of 23 CFR 645 and the ODOT Utilities Manual.

The State will acquire right-of-way in the name of the City of New Albany where improvements are necessary on or adjacent to roadways under the jurisdiction of the City of New Albany.

Section 4. Maintenance

Upon completion of the project, and unless otherwise agreed, the City of New Albany 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 resources, 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 5. Authority to Sign

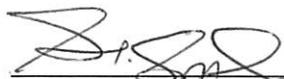
The City Manager of the City of New Albany is hereby empowered on behalf of the City of New Albany to enter into contracts with the Director of Transportation necessary to complete the above described project.

Section 6. Effective Date

Pursuant to Article 6.07 of the New Albany Charter, this resolution shall take effect and be in force upon adoption.

CERTIFIED AS ADOPTED this 5th day of April, 2016.

ATTEST:


Sloan T. Spalding, Mayor

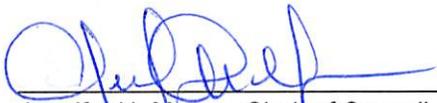

Jennifer H. Mason, Clerk of Council

APPROVED AS TO FORM:


Mitchell Banchevsky, Law Director

**CERTIFICATION BY CLERK OF COUNCIL
OF PUBLICATION OF LEGISLATION**

I certify that copies of Resolution R-15-2016 were posted for 30 days starting on
April 6, 2016.



Jennifer H. Mason, Clerk of Council

4/6/16

Date

CERTIFICATE OF COPY
STATE OF OHIO

City of New Albany
Franklin County, Ohio

I, Jennifer H. Mason, as Clerk of the City of New Albany, Ohio, do hereby certify that the foregoing is a true and correct copy of Resolution R-15-2016 adopted by the Council of the City of New Albany on the 5th day of April, 2016, that the publication of such Resolution has been made and certified of record according to law; that no proceedings looking to a referendum upon such Resolution have been taken; and that such Resolution certified of publication thereof are of record in the City Clerk's Office.

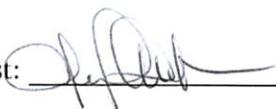
IN WITNESS WHEREOF, I have hereunto subscribed my name this 5th
day of April, 2016.

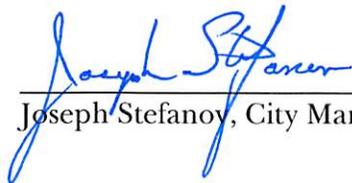


Jennifer H. Mason, Clerk of Council
City of New Albany
Franklin and Licking Counties, Ohio

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

For the City of New Albany
Franklin and Licking Counties, Ohio

Attest: 

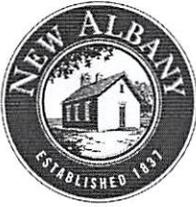

_____, Date 4/5/16
Joseph Stefanoy, City Manager



For the State of Ohio

Attest: _____

_____, Date _____
Director, Ohio Department of Transportation



Prepared: 3/16/2016
Introduced: 4/05/2016
Revised:
Adopted: 4/5/2016
Effective: 4/5/2016

RESOLUTION R-16-2016

A RESOLUTION TO AUTHORIZE THE CITY MANAGER TO REQUEST AND ACCEPT THE SUM OF EIGHT MILLION SEVEN HUNDRED TWENTY FIVE THOUSAND DOLLARS (\$8,725,000.00) FROM THE NEW ALBANY COMMUNITY AUTHORITY ECONOMIC DEVELOPMENT FUND FOR ECONOMIC DEVELOPMENT PROJECTS AND INCENTIVES

WHEREAS, the Council of the City of New Albany ("the City") was empowered by virtue of the laws of the State, including Article VIII, Section 13 of the Ohio Constitution, and Chapters 165 and 349 of the Ohio Revised Code to establish an Economic Development Fund by Resolution 52-2004; and

WHEREAS, the Economic Development Fund was established to promote the continued construction, improvement, furnishing and equipping of economic development activities; and

WHEREAS, the New Albany Community Authority is permitted to disburse funds from the Economic Development Fund solely for the purpose of paying expenditures directly related to economic development initiatives that are approved by both the City and the Authority; and

WHEREAS, the Council of the City of New Albany has determined that economic incentives have been earned by various companies located in the Business Park; and

WHEREAS, the Council of the City of New Albany has determined that various infrastructure improvements are necessary in order to expand the business park, augment existing infrastructure and facilitate ongoing economic development; and

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of New Albany, Counties of Franklin and Licking, State of Ohio that:

Section 1. The City Manager is authorized and hereby directed to request that the New Albany Community Authority ("the Authority") disburse the sum of Eight Million Seven Hundred Twenty Five Thousand Dollars (\$8,725,000.00) from the Authority's Economic Development Fund to the City for payment of expenditures listed in the recitals above.

Section 2. The appropriated funds shall be disbursed by the Authority in accordance with a schedule established by the City and the Authority.

Section 3. The City Manager and Director of Finance are further authorized to enter into any agreements as may be necessary and appropriate for facilitating the request and acceptance.

Section 4.

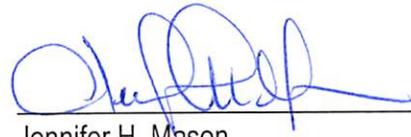
This Resolution is passed and shall take effect and be in force at the earliest period allowed by law.

CERTIFIED AS ADOPTED this 5th day of April, 2016.

Attest:



Sloan T. Spalding,
Mayor



Jennifer H. Mason,
Clerk of Council

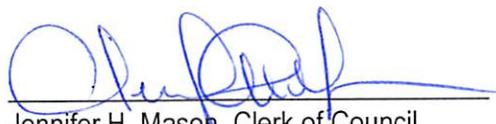
Approved as to form:



Mitchell H. Banchefsky
City Attorney

**CERTIFICATION BY CLERK OF COUNCIL
OF PUBLICATION OF LEGISLATION**

I certify that copies of Resolution R-16-2016 were posted for 30 days starting on April 6, 2016.



Jennifer H. Mason, Clerk of Council

4/6/16

Date