



## Legislation Details (With Text)

**File #:** O-256-19      **Version:** 1      **Name:**  
**Type:** Ordinance      **Status:** Approved  
**File created:** 5/13/2019      **In control:** Public Utilities Department  
**On agenda:** 5/28/2019      **Final action:** 5/28/2019  
**Title:** Authorizing the mayor to enter into and execute cooperative agreements between the city of Toledo and the state of Ohio Department of Transportation (ODOT) and to give consent to ODOT for reconstruction work on Dorr Street within the city limits as part of the I-475 Dorr Street Interchange Project; and declaring an emergency.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Audio: City Council Meeting 5/28/2019

Date	Ver.	Action By	Action	Result
5/28/2019	1	City Council	Dispense with the rules of Council requiring...	Pass
5/28/2019	1	City Council	declare emergency	Pass
5/28/2019	1	City Council	passage	Pass

DPU052819 DORR STREET INTERCHANGE CONSTRUCTION CONSENT

Engineering Services  
Timothy Grosjean (x1344)  
Revised

**Authorizing the mayor to enter into and execute cooperative agreements between the city of Toledo and the state of Ohio Department of Transportation (ODOT) and to give consent to ODOT for reconstruction work on Dorr Street within the city limits as part of the I-475 Dorr Street Interchange Project; and declaring an emergency.**

**SUMMARY & BACKGROUND:**

ODOT has identified the need for a new interchange at Interstate 475 and Dorr Street, parts of which reside within the city of Toledo. This ODOT-led project is scheduled to construct in 2020.

NOW, THEREFORE, Be it ordained by the Council of the City of Toledo:

SECTION 1. That the mayor is authorized to enter into and execute cooperative agreements between the city of Toledo and the Ohio Department of Transportation for the Dorr Street and Interstate 475 Interchange Project.

SECTION 2. That the city of Toledo gives consent to complete the above described project and shall cooperate with the state of Ohio, Director of Transportation, in connection with the above project as follows:

1. The city of Toledo will assume and bear one hundred percent (100%) of the total cost of any

features requested by the city of Toledo which are not necessary for the project as determined by the State and/or the Federal Highway Administration.

2. The city of Toledo consents to having the State acquire all necessary rights-of-way for the subject project in the name of the city of Toledo.
3. The city of Toledo agrees, upon completion of the project, to own and maintain all those portions of the project under its jurisdiction.
4. The state of Ohio agrees to be the lead agency and to administer the construction phase of the project.

SECTION 3. The city of Toledo agrees that all existing street and public way rights-of-way within the jurisdiction of the city which is necessary for the described project shall be made available. The city further agrees that any rights-of-way acquired by the city on behalf of the described project shall be acquired and/or made available in accordance with current state and federal regulations. The city of Toledo agrees that all utility accommodation, relocation and reimbursement will comply with the current provisions of 23 CFR 645 and the ODOT Utilities Manual.

SECTION 4. That, upon completion of the project, and unless otherwise agreed, the city of Toledo shall: 1) provide adequate maintenance for those portions of the project under the jurisdiction of the city 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 those portions of the project under its jurisdiction; 3) maintain the rights-of-way, keeping it free of obstructions; and 4) hold said rights-of-way inviolate for public highway purposes.

SECTION 5. That this ordinance is declared to be an emergency measure and shall be in force and effect from and after its passage. The reason for the emergency lies in the fact that this ordinance is necessary for the immediate preservation of the public peace, health, safety and property and for the further reason that this ordinance must be immediately effective in order to permit timely construction for the above project.

Vote on emergency clause: yeas \_\_\_\_\_, nays \_\_\_\_\_.

Passed: \_\_\_\_\_, as an emergency measure: yeas \_\_\_\_\_, nays \_\_\_\_\_.

Attest: \_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
President of Council

Approved: \_\_\_\_\_

\_\_\_\_\_  
Mayor

I hereby certify that the above is a true and correct copy of an Ordinance passed by Council

\_\_\_\_\_.

Attest: \_\_\_\_\_  
Clerk of Council