

VILLAGE OF BOSTON HEIGHTS	Codified?	First Reading _____	Waiver 3-Reading Rule _____
RESOLUTION NO: 2025-12-57	Yes _____	Second Reading <u> X </u>	Yes <u> X </u>
INTRODUCED BY _____	No <u> X </u>	Third Reading _____	No _____

**A RESOLUTION GIVING CONSENT AND AUTHORIZING THE
PAVEMENT PREVENTATIVE MAINTENANCE ON SR-303 (MAIN
STREET) IN CONNECTION WITH PID #116100; AND DECLARING AN
EMERGENCY.**

WHEREAS, the State of Ohio, Department of Transportation has identified the need for pavement preventative maintenance on State Route 303 within the Village of Boston Heights, being identified as PID #116100 (the “Project”).

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Boston Heights, Summit County, Ohio, as follows:

Section 1. That, being in the public interest, the Village hereby gives consent to the Ohio Director of Transportation to complete the Project.

Section 2. That the Mayor and Village administration are hereby authorized and directed to cooperate with the Ohio Director of Transportation in the Project as follows:

- (a) The State shall assume and bear 100% of all of the costs of the improvement.
- (b) The Village agrees to pay one hundred percent (100%) of the cost of those features requested by the Village which are determined by the State and Federal Highway Administration to be unnecessary for the Project.

Section 3. The Village agrees that all right-of-way required for the Project will be acquired and/or made available in accordance with current State and Federal regulations. The Village also understands that right-of-way costs include eligible utility costs.

Section 4. Upon completion of the Project, and unless otherwise agreed, the Village shall:

- (a) provide adequate maintenance for the Project in accordance with all applicable state and federal law, including, but not limited to, 23 USC 116;
- (b) provide ample financial provisions, as necessary, for the maintenance of the Project;
- (c) maintain the right-of-way, keeping it free of obstructions; and
- (d) hold said right-of-way inviolate for public highway purposes.

Section 5. The Mayor and his designee are hereby authorized and directed on behalf of the Village of Boston Heights to sign any necessary documents and to enter into any necessary contracts with the State of Ohio, Department of Transportation and its Director.

Section 6. That the aforesaid recitals are rendered to be the findings of this Council and are hereby incorporated into this Resolution.

Section 7. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 8. This Resolution is declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the citizens of the City, and for the further reason that it needs immediately addressed given the deadlines for submission and that the work needs to be completed during good weather; wherefore, this Resolution shall be in full force and effect immediately upon its passage.

PASSED:

RON ANTAL, MAYOR

ATTEST:

I, SCOTT VARNEY, Fiscal Officer and Clerk of the Council for the Village of Boston Heights, Summit County, Ohio do hereby certify that the foregoing **Resolution 2025-12-57** duly passed by the Council of the Village of Boston Heights, County of Summit, State of Ohio at a meeting of Council on this **6th day of January 2026**.

SCOTT VARNEY, FISCAL OFFICER