

ORDINANCE NO. 2025 - 090

AN ORDINANCE AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO APPROVE THE CONSENT LEGISLATION FOR THE STATE OF OHIO DEPARTMENT OF TRANSPORTATION (ODOT), PROJECT POR SR0261 03.51 (PID 105237) FOR RESURFACING A PORTION OF SR261 THAT IS LOCATED WITHIN CITY LIMITS, AND DECLARING AN EMERGENCY.

WHEREAS, project POR SR0261 03.51 (PID 105237) is part of the State of Ohio Department of Transportation's (ODOT) paving program which plans on resurfacing 1.5 miles of SR261, with .28 miles located within the City of Kent; and

WHEREAS, the project will include milling, resurfacing and striping and is projected to be performed by the end of 2026; and

WHEREAS, no City funds will be used in the project but the City will be required 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; and

WHEREAS, the City of Kent, hereinafter referred to as the Local Public Agency (LPA), wishes to participate with the Director of Transportation in the above described project.

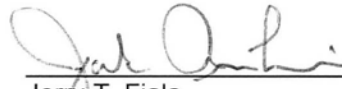
NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Kent, Portage County, Ohio:

SECTION 1. That Council does hereby authorize the City Manager, or his designee, to approve the Consent Legislation for the State of Ohio Department of Transportation (ODOT) for the repaving of SR261 and is more fully outlined per Exhibit "A", attached hereto and made a part thereof.

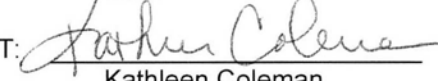
SECTION 2. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council and that all deliberations of this Council, and of any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements of Section 121.22 of the Ohio Revised Code.

SECTION 3. That this Ordinance is hereby declared to be an emergency measure necessary to expedite the highway project and to promote highway safety for the residents of this City, for which reason and other reasons manifest to this Council this resolution is hereby declared to be an emergency measure and shall take effect and be in force immediately after passage.

PASSED: 9/17/25
Date


Jerry T. Fiala
Mayor and President of Council

EFFECTIVE: 9/17/25
Date

ATTEST: 
Kathleen Coleman
Clerk of Council

I, KATHLEEN COLEMAN, CLERK OF COUNCIL FOR THE CITY OF KENT, COUNTY OF PORTAGE, AND STATE OF OHIO, AND IN WHOSE CUSTODY THE ORIGINAL FILES AND RECORDS OF SAID COUNCIL ARE REQUIRED TO BE KEPT BY THE LAWS OF THE STATE OF OHIO, HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND EXACT COPY OF ORDINANCE No. 2025-090, ADOPTED BY THE COUNCIL OF THE CITY OF KENT ON September 17, 2025.


KATHLEEN COLEMAN
CLERK OF COUNCIL

CONSENT LEGISLATION
RC 5521.01

Ordinance/Resolution# 2025-90

PID NO. 105237

County/Route/Section POR SR 0261 03.51

The following is 2025-90 enacted by the City of Kent of Portage
(Ordinance/Resolution) (Local Public Agency)
County, Ohio, hereinafter referred to as the Local Public Agency (LPA).

SECTION I – Project Description

WHEREAS, the (LPA/STATE) has identified the need for the described project:

Resurfacing of SR 261 in the City of Kent.

NOW THEREFORE, be it ordained by the City of Kent 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.

**CERTIFICATE OF COPY
STATE OF OHIO**

(LPA) City of Kent of _____ Portage County, Ohio,

(LPA) Kathleen Coleman, as Clerk of the _____ City of Kent
(LPA) of _____ Portage County, Ohio, do hereby certify that the foregoing is a true and correct copy of _____ 2025-090 adopted by the legislative Authority of the said
(Ordinance/Resolution)

(LPA) City of Kent on the _____ 17th day of _____ September, 20 25

That the publication of such _____ 2025-090 has been made and certified of
(Ordinance/Resolution)

Record according to law; that no proceedings looking to a referendum up such

_____ 2025-090 have been taken; and that such _____ 2025-90
(Ordinance/Resolution) (Ordinance/Resolution)

And certificate of publication thereof are of record in _____ Page _____
(Ordinance/Resolution Record No.)

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal, if applicable, this _____ 17th day of _____ September 2025.

CITY SEAL

Kathleen Coleman
Clerk

(LPA) City of Kent of _____ Portage County, Ohio

(If the LPA is designated as a City, then the "City 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 _____ City of Kent of _____ Portage County, Ohio
(LPA)