Board of Trustees
Mary Makley Wolff
Kendal A. Tracy
Mark C. Schulte

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Eric C. Ferry

Administrator /
Public Safety Director
Stephen M. Kelly

Miami Township
Clermont County OH

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513-248-3730 (fax)
Community Development
513-248-3731
Service Department
513-248-3728
Police Department
513-248-3721
Fire & EMS
513-248-3700
Recreation
513-248-3727

(LPA-ODOT-Let Project Agreement)
(PARTICIPATORY)

PID No. : 127047
County/Route/Section : CLE Boyd E. Smith SRTS 2026
Agreement No: 44731

RESOLUTION 2026-44

The Board of Trustees of Miami Township, Clermont County, Ohio met in regular session on October 20, 2026 with the following members present: Ken Tracy and Mary Makley Wolff.

A motion was made to adopt the following Resolution:

RESOLUTION AUTHORIZING THE TOWNSHIP ADMINISTRATOR/ SAFETY SERVICES DIRECTOR TO EXECUTE A PROJECT PARTICIPATION AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION ASSOCIATED WITH THE BRANCH HILL GUINEA PIKE AND JER-LES DRIVE SIDEWALK IMPROVEMENT PROJECT AND DISPENSING WITH THE SECOND READING

WHEREAS, the Miami Township Board of Trustees (the "LPA") has determined the need for the installation of sidewalk along Jer-Les Dr (TR-740) to connect Branch Hill-Guinea Pike (CR-21) to Boyd E. Smith Elementary School in Miami Township Clermont County and pedestrian crossing improvements to be included at the Branch Hill-Guinea Pike (CR-21) and Jer-Les Dr (TR-740) intersection (the "Project") and seeks to enter into a Project Participation Agreement with the Ohio Department of Transportation associated with the Project.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Miami Township, Clermont County, Ohio as follows:

Section 2. Consent Statement

LPA agrees to include a completion schedule acceptable to ODOT and to assist ODOT in rating the consultant's performance through ODOT's Consultant Evaluation System.

Section 9. Authority to Sign

The LPA hereby authorizes Steve Kelly as the Township Administrator/Safety Services Director of Miami Township, Clermont County, to enter into and execute contracts with the Director of Transportation which are necessary to develop plans for and to complete the above-described project; and to execute contracts with ODOT pre-qualified consultants for the preliminary engineering phase of the Project.

Section 10. Upon request of ODOT, the Township Administrator/Safety Services Director is also empowered to execute any appropriate documents to affect the assignment of all rights, title, and interests of the Miami Township, Clermont County to ODOT arising from any agreement with its consultant in order to allow ODOT to direct additional or corrective work, recover damages due to errors or omissions, and to exercise all other contractual rights and remedies afforded by law or equity.

Section 11. 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 12. The LPA agrees that all utility accommodation, relocation and reimbursement will comply with the current provisions of 23 CFR 645 and the ODOT Utilities Manual.

Section 13. Maintenance

Upon completion of the Project, and unless otherwise agreed, the LPA 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 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

Miami Township of Clermont County, Ohio

I, Eric Ferry, as Clerk of the Miami Township of Clermont County, Ohio, do hereby certify that the foregoing is a true and correct copy of Resolution No. 44 adopted by the legislative Authority of Miami Township, Clermont County on the 20th day of October, 2026.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal, if applicable, this 20th day of October, 2026.

Eric C Ferry
(Clerk)

Miami Township of Clermont County, Ohio
(LPA)

***No Seal is required to accompany the executed legislation.