

RESOLUTION NO 2012- 1843

**AUTHORIZING THE SAFETY SERVICE DIRECTOR TO SIGN THE AGREEMENT WITH THE PUBLIC UTILITIES COMMISSION FOR SAFETY UPGRADES AND ENHANCEMENTS TO RAILROAD CROSSINGS AND RECEIVE FUNDS ALREADY ALLOCATED TO FREMONT FOR THESE UPGRADES AND DECLARING AN EMERGENCY.**

**WHEREAS**, the Public Utilities Commission (hereinafter referred to as PUCO) has determined that Fremont is in need of safety enhancements and upgrades to specified railroad crossings in the City of Fremont, and

**WHEREAS**, an agreement has been presented to the City of Fremont that the PUCO will provide all the monetary funding necessary to make the enhancements; and

**WHEREAS**, the City of Fremont desires to make the enhancements and receive the financial assistance to complete the enhancements ; and

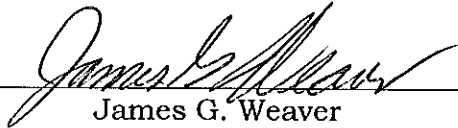
**WHEREAS**, the City of Fremont needs the Safety Service Director to sign the agreement to begin the upgrades and receiving the funds necessary for said enhancements; and

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF FREMONT, STATE OF OHIO,**

**SECTION 1.** That the Safety Service Director is authorized to sign the agreement with the PUCO to complete upgrades and enhancements to the railroad crossings designated by the PUCO.

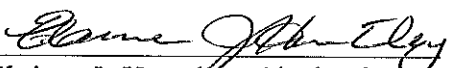
**SECTION 2.** The immediate operation of the provisions of this resolution is necessary for the immediate preservation of the public peace, health, safety and welfare of the citizens of the City of Fremont. Said emergency being the need to have a signed agreement between the City and PUCO before work can start and funds allocated.


This resolution, provided it receives a two-thirds yea or nay vote of all the members elected to the Fremont City Council, is hereby declared to be an emergency measure and this resolution shall be in full force and effect from and after its passage by the Council of the City of Fremont, approval by the Mayor, and publication and posting as required by law.

  
James G. Weaver  
President of Council

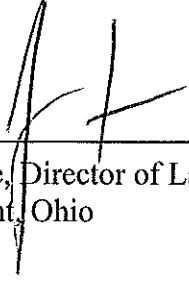
PASSED: 4-19-12  
Effective date: 4-19-12

YEAS: 7 NAYS: 0

  
Elaine J. Huntley, Clerk of Council

  
James H. Ellis III, Mayor  
Res329

Approved as to form:

A handwritten signature in black ink, appearing to read 'J. Melle', is written over a horizontal line.

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James F. Melle, Director of Law  
City of Fremont, Ohio