

Resolution 22-2019

A RESOLUTION ENACTED BY THE VILLAGE OF COMMERCIAL POINT, PICKAWAY COUNTY, HEREIN AFTER REFERRED TO AS THE LOCAL PUBLIC AGENCY (LPA), IN THE MATTER OF THE STATED DESCRIBED PROJECT AND DECLARING AN EMERGENCY.

WHEREAS, The United States congress has set aside monies for Transportation Enhancement projects through the State of Ohio, Department of Transportation; and

WHEREAS, LPAs can apply for these monies and be selected for funding by the State of Ohio, Department of Transportation; and

WHEREAS, the downtown sidewalk is a transportation activity eligible to receive federal funding; and

WHEREAS, if requested funds are granted, the Village shall be responsible for at least five (5%) percent of the construction costs, and for 100% of all other costs associated with the architecture/engineering plans, environmental studies and documentation, right-of-way plans, and right-of-way acquisition, if necessary.

NOW, THEREFORE BE IT ORDAINED BY Village Council, State of Ohio, that:

SECTION 1:

Ross Crego, of said LPA is hereby empowered on behalf of the LPA to prepare and execute an application for Transportation Enhancement funds for the stated described project and to submit same to the State of Ohio, Department of Transportation.

SECTION 2:

The total construction cost of the project is estimated to be \$ 832,100.00, of which the LPA, if awarded the funds, commits to pay at least five (5%) percent (hereinafter known as the local portion) of the actual construction cost, estimated to be \$41,605.00. The LPA further agrees to pay One Hundred Percent (100%) of the construction cost over and above the maximum amount provided by the State of Ohio, Department of Transportation and for all costs associated with design, environmental and right-of-way activities.

SECTION 3:

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 laws, including, but not limited to, 23 USC 116; (2) provide ample financial provisions, as necessary, for the maintenance of the described Project; (3) if necessary, maintain the right-of-way, keeping it free of obstructions; and (4) if necessary, hold said right-of-way inviolate for public highway purposes.

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SECTION 4:

That the Clerk of Council, pursuant to O.R. C. 731.24, shall cause to be published in a manner required by law, the Resolution.

SECTION 5:

If the application is approved for the funding the Village Administrator of said LPA is hereby empowered on behalf of the LPA to enter into a contract with the Director of the Ohio Department of Transportation necessary to complete the above described project.

SECTION 6:

It is hereby found and determined that all formal actions of the Council concerning and relating to the passage of this Resolution were adopted in an open meeting of Council and that all deliberations of the Council and any of the decision making bodies of the Village of Commercial Point which resulted in such formal actions were in meetings open to the public in compliance with all legal requirements of the State of Ohio.

SECTION 7:

Council declares this Resolution to be an emergency for the reason that the timing of the filing deadline of May 17, 2019 for this grant. Accordingly, this Resolution shall become effective upon passage.

Vote on Suspension of the Three Readings:

Motion by: Scott O'Neil 2nd: Bruce Moore

Roll Call:

<u>Yes</u> Ben Townsend	<u> </u> Aaron Grassel	<u>Yes</u> Bruce Moore
<u>Yes</u> Laura Wolfe	<u>Yes</u> Jason Thompson	<u>Yes</u> Scott O'Neil

Vote on Passage of the Resolution:

Motion by: Scott O'Neil 2nd: Laura Wolfe

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Roll Call:

Yes Ben Townsend

 Aaron Grassel

Yes Bruce Moore

Yes Laura Wolfe

Yes Jason Thompson

Yes Scott O'Neil

Adopted this 6th day of May, 2019



Gary Joiner, Mayor



Wendy L. Hastings, Fiscal Officer

Approved as to Form:
