

ORDINANCE 7-19

AN ORDINANCE AUTHORIZING AND DIRECTING THE DIRECTOR OF SAFETY AND SERVICE TO APPLY TO THE OHIO DEPARTMENT OF TRANSPORTATION FOR SAFE ROUTES TO SCHOOL FUNDING FOR A CITY PROJECT AND DECLARING AN EMERGENCY

WHEREAS, the United States Congress has set aside monies for Safe Routes to School Projects (hereafter the “SRTS”) through the State of Ohio, Department of Transportation (hereafter “ODOT”); and

WHEREAS, the City of Port Clinton, hereinafter referred to as the Local Public Agency (the “LPA”) desires to apply for monies and be selected for funding by ODOT for a SRTS Project; and

WHEREAS, the installation of new a sidewalk in areas where sidewalks do not presently exist is a transportation activity eligible to receive SRTS funding; and

WHEREAS, the Port Clinton Safe Routes to School Infrastructure Project, State Route 53 sidewalk and traffic control upgrades, hereinafter referred to as the “Project”, is a transportation activity eligible to receive federal funding.

NOW, THEREFORE BE IT ORDAINED by the Council of the City Port Clinton, County of Ottawa and State of Ohio, that:

SECTION 1: The Director of Safety and Service is hereby authorized and directed to prepare, execute and submit, with the assistance of DGL Consulting Engineers, an application for SRTS funding to ODOT for the above described Project.

SECTION 2: The total cost of the Project is estimated to be about \$348,538.00. If awarded the SRTS funding the LPA agrees to pay one hundred percent (100%) of the total Project construction cost over and above the maximum amount provided by ODOT through the SRTS Program.

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 sufficient financial resources, 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.

SECTION 4: If the LPA application is approved for SRTS funding, the Director of Safety and Service is hereby authorized and directed on behalf of the LPA to enter into a contract, or

contracts, with the Director of the Ohio Department of Transportation necessary to complete the above described Project.

SECTION 5. This Council finds and determines that all formal actions of this Council and any of its Committees concerning and relating to the passage of this Ordinance were taken in an open meeting of this Council or committees, and that all deliberations of this Council and any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with the law.

SECTION 6. This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the City, and for the further reason that this Ordinance is required to be immediately effective in order to allow the City to apply for and receive consideration for funding under the SRTS Program in its current cycle, the application being due on or before March 4, 2019, and so that the City may move forward with the Project and receive the advantage of lower construction costs; Wherefore, this ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

Passed: _____, 2019

President of Council

Attest: _____
Clerk of Council

Approved _____, 2019

Mayor