

RESOLUTION
**AUTHORIZING THE FILING OF A GRANT APPLICATION WITH THE
NORTHEAST OHIO AREAWIDE COORDINATING AGENCY AND DECLARING AN
EMERGENCY.**

WHEREAS, the United States Congress has set aside monies for Congestion Mitigation and Air Quality (CMAQ) projects through the State of Ohio, Department of Transportation (ODOT) and administered by the Northeast Ohio Areawide Coordinating Agency (NOACA); and

WHEREAS, the City of Bay Village can apply for these monies and be selected for funding by the Ohio Association of Regional Councils (OARC), who has been charged with management of a statewide CMAQ program by ODOT; and

WHEREAS, the Cahoon Road Multipurpose Trail is a transportation activity eligible to receive federal CMAQ funding; and

WHEREAS, if requested funds are granted, the City of Bay Village shall be responsible for at least twenty (20%) percent of the eligible costs.

NOW, THEREFORE, be it resolved by the Council of the City of Bay Village, Ohio;

SECTION 1. That Council hereby approves filing an application for CMAQ financial assistance for the project.

SECTION 2. That Council hereby authorizes and directs the Mayor to execute and file an application for CMAQ funds for the stated described project and to submit same to the NOACA for consideration of funding by OARC.

SECTION 3. The total cost of the project is estimated to be \$226,836.14, of which the City of Bay Village, if awarded the funds, commits to pay at least twenty (20%) percent (hereinafter known as the local portion) of the actual cost, estimated to be \$45,367.23. The local portion shall be funded by the City of Bay Village using in-kind labor and operating funds. The City of Bay Village further agrees to pay One Hundred Percent (100%) of the cost over and above the maximum amount provided by the OARC and for all non-participating costs associated with project development activities.

SECTION 4. Upon completion of the described Project, and unless otherwise agreed, the City of Bay Village 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.

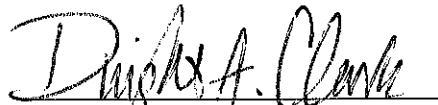
SECTION 5. If the application is approved for funding, the Mayor is hereby empowered on behalf of the City of Bay Village to enter into a contract with the Director of the Ohio Department of Transportation necessary to complete the above described project.

Resolution – CMAQ Grant

SECTION 6. That Council finds and determines that all formal actions of this Council concerning and relating to the passage of this resolution were taken in an open meeting of this Council, and that all deliberations of this Council and of any committee that resulted in those formal actions were in meetings open to the public in compliance with law.


SECTION 7. That this resolution is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare, and for the further reason that it is necessary to authorize the filing of said application in a timely manner, wherefore this resolution shall be in full force and take effect immediately upon its passage and approval by the Mayor.

PASSED: June 7, 2021


PRESIDENT OF COUNCIL


CLERK OF COUNCIL

APPROVED: June 7, 2021


MAYOR

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