

ORDINANCE NO. 2017-18

INTRODUCED BY: MAYOR SUSAN K. INFELD

A ORDINANCE IN SUPPORT OF A GRANT APPLICATION TO THE NORTHEAST OHIO AREA WIDE COORDINATING AGENCY (NOACA) FOR STRATEGIC TRAFFIC SIGNAL UPGRADES ALONG THE CEDAR ROAD AND WARRENSVILLE CENTER ROAD CORRIDORS 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, LPAs 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 project, consisting of a strategic upgrade of various traffic signals within University Heights along the Cedar and Warrensville Center Road corridors, is a transportation activity eligible to receive federal CMAQ funding; and

WHEREAS, if requested funds are granted, the City 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 UNIVERSITY HEIGHTS, OHIO, THAT:

Section 1. The Mayor of said LPA is hereby empowered on behalf of the LPA to prepare and execute an application for CMAQ funds for the stated described project and to submit same to the NOACA for consideration of funding by OARC.

Section 2. The total cost of the project is estimated to be \$3,200,700, of which the LPA, if awarded the funds, commits to pay at least twenty-seven (27%) percent (hereinafter known as the local portion) of the actual cost, estimated to be \$872,140. The local portion shall be funded by the LPA using general funds. The LPA 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 project development activities.

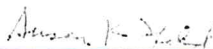
Section 3. Upon completion of the described Project, and unless otherwise agreed, the LPA shall: (1) provide adequate maintenance for the described Project in accordance with all applicable state and federal laws, including, but not limited to, 23 USC 116; (2) provide ample financial provisions, as necessary, 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.

Section 4. If the application is approved for funding, the Mayor 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 5. It is hereby found and determined that all formal actions of the Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, 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 preservation of the public peace, safety, health and welfare of the citizens of the City of University Heights, for the reason that this ordinance must be enacted to allow the assessment to be certified to Cuyahoga County. It shall therefore become effective upon its passage by the affirmative vote of not less than five (5) members of Council and approval of the Mayor; otherwise, it shall become effective at the earliest time allowed by law.


CITY OF UNIVERSITY HEIGHTS


Susan K. Infeld, Mayor

First Reading: June 5, 2017

Passed: June 19, 2017

ATTEST: 
Kelly M. Thomas, Clerk of Council

APPROVED AS TO FORM: 
Luke F. McConville, Law Director