

ORDINANCE # O-14-2016

AN ORDINANCE TO AUTHORIZE THE MAYOR TO PREPARE AND EXECUTE AN APPLICATION FOR TRANSPORTATION ALTERNATIVE PROGRAM FUNDS THROUGH THE STATE OF OHIO, DEPARTMENT OF TRANSPORTATION FOR THE CANAL STREET IMPROVEMENT PROJECT; ESTABLISHING AN EMERGENCY

WHEREAS, the United States Congress has set aside monies for Transportation Enhancement Projects through the State of Ohio, Department of Transportation;

WHEREAS, municipalities and other government entities can apply for these monies and be selected for funding by the State of Ohio, Department of Transportation (“ODOT”);

WHEREAS, the Canal Street Improvement Project is a transportation activity eligible to receive federal funding;

WHEREAS, if the requested funds are granted the Village shall be responsible for at least five percent (5%) of the construction costs eligible for ODOT TAP Funding, 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 the Village Council the Village of Bolivar, Ohio, as follows:

SECTION 1. The Mayor for the Village of Bolivar is hereby empowered on behalf of the Village to prepare and execute an application for funds through the Transportation Alternative Program for the above-described project and to submit the same to ODOT.

SECTION 2. The total project cost is estimated to be \$826,500, \$568,000 of which is for expenses which are eligible for ODOT TAP funding. If awarded the funds, the Village commits to pay at least five percent (5%) of the actual construction costs for the portion of the project eligible for ODOT funding and 100% of the actual construction cost associated with the portion of the project not eligible for funding (the “Local Share”). The Local Share is currently estimated to be \$286,900. The Village shall attempt to fund the Local Share using ARC Money, OPWC, and/or CDBG money. The Village further agrees to pay 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 Village shall: (1) provide adequate maintenance for the 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 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 the Village is hereby empowered on behalf of the Village to enter into a contract with the Director of the Ohio Department of Transportation necessary to complete the above-described project.

SECTION 5. This Ordinance is hereby declared to be an emergency measure and its passage is immediately necessary in order to preserve, protect, and maintain health, safety and welfare of the citizens of the Village of Bolivar, Ohio, to provide the Mayor with the necessary power to apply for the grant funding before the deadline runs out and the Village will miss the opportunity to apply for grant funding, and therefore the same shall be in full force and effect immediately.

PASSED: May 2, 2016

REBECCA HUBBLE, MAYOR

ATTEST:

MARIA APP, FISCAL OFFICER

ROBERT LLOYD, PRESIDENT OF COUNCIL