

RESOLUTION R-08-15

A RESOLUTION IN SUPPORT OF AN APPLICATION TO THE NORTHEAST OHIO AREAWIDE COORDINATING AGENCY (NOACA) FOR FUNDING ASSISTANCE ASSOCIATED WITH IMPLEMENTING TRANSPORTATION ENHANCEMENT PROJECTS INVOLVING UPGRADES TO THE TRAFFIC SIGNALIZATION SYSTEMS AT VARIOUS INTERSECTIONS THROUGHOUT THE CITY OF AVON AND DECLARING AN EMERGENCY

WHEREAS, The City of Avon, Ohio (the applicant) desires to submit an application to the Northeast Ohio Areawide Coordinating Agency (NOACA) for funding a portion of the costs associated with the upgrading of traffic signalization systems at various intersections throughout the City of Avon, and

WHEREAS, the Transportation Equity Act (TEA-21) passed by the United States Congress established funding for Transportation Enhancements (TE) for the purpose of financing surface transportation improvements for local governments, and

WHEREAS, TEA-21 established a Congestion Mitigation and Air Quality Improvement Program (CMAQ) to support local government projects that align with the attainment of the National Ambient Air Quality Standards (NAAQS), and

WHEREAS, The Federal Highway Administration (FHWA) and the State of Ohio Department of Transportation (ODOT), permit the NOACA to allocate CMAQ funds and assist local governments with surface transportation improvement projects related to the Intermodal Transportation System that align with NAAQS, and

WHEREAS, the CMAQ program provides federal funds for 80 percent of construction costs for accepted transportation enhancement projects that advance the goals of NOACA's long-range transportation plan for northeast Ohio; and

WHEREAS, the City of Avon certifies it will provide at least 20 percent of construction costs in addition to 100 percent of engineering expenses, utility relocation costs and right-of-way acquisitions in the form of local matching funds for the noted projects from sources other than United States Department of Transportation (USDOT) funds; and

WHEREAS, City of Avon agrees to abide by all federal requirements as a sub-recipient of federal transportation funds, including Title VI of the Civil Rights Act of 1964 and the Americans with Disabilities Act, and including all applicable federal procurement requirements; and

WHEREAS, the City of Avon agrees to be responsible for managing any and all subcontracting agencies, organizations, or consultants; and

WHEREAS, the City of Avon is authorized to execute a contract with NOACA if awarded a CMAQ grant; and

Resolution No. R-8-15 (Con't.)

WHEREAS, Council deems it in the best interest of the health, safety and welfare of the citizens of Avon to apply for and utilize the CMAQ funds, should they be made available, to complete various improvements to the traffic signalization systems at various locations throughout the City.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF AVON, LORAIN COUNTY, OHIO:

Section 1 - That the City of Avon, Ohio, by and through the Mayor or his designee, may proceed to apply to NOACA's CMAQ program in an effort to obtain funding for surface transportation improvement projects as being further described in the attached Exhibit A, which is incorporated herein by this reference. This proposal is being submitted to the NOACA to obtain transportation enhancement CMAQ funding for the purpose of a Traffic Signal Upgrade Project. Preliminary Construction Cost Estimated for the noted improvements is \$1,970,000.00. The City of Avon's share of cost for this proposal is estimated to be 20% of construction costs or \$394,000 plus engineering costs estimated at \$213,500.00. Costs for utility relocations and right-of-way acquisitions will be responsibility of the City of Avon and will be determined during the engineering design process and are unknown at this time. If selected for funding, NOACA will reimburse 80 percent of the construction cost for approved projects.

Section 2 - That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution 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 actions were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 3 - That this Resolution is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety and welfare of the citizens of the City of Avon, the immediate emergency being the necessity to proceed with the application for CMAQ funding to improve traffic signalization systems at various locations throughout the City; therefore, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED: _____ DATE SIGNED: _____

By: _____
Craig Witherspoon, Council President

DATE APPROVED BY THE MAYOR: _____

Resolution R-8-15 (Con't.)

Bryan K. Jensen, Mayor

APPROVED AS TO FORM:

John A. Gasior, Law Director

ATTEST:

Ellen R. Young
Clerk of Council

POSTED: _____
In Five Places as
Provided by Council

Prepared by:
John A. Gasior, Esq.
Law Director