

RESOLUTION NO. R-26-17

A RESOLUTION IN SUPPORT OF SEEKING FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) HAZARDOUS MITIGATION ASSISTANCE FUNDING FOR THE PROPERTY ACQUISITION, DEMOLITION AND RESTORATION OF THE PROPERTY LOCATED AT 35616 MILLS ROAD AVON, OHIO AND DECLARING AN EMERGENCY

WHEREAS, the City of Avon has been made aware of recurring structure flooding that has occurred at 35616 Mills Street resulting from the structure being substantially located within a FEMA designated 100-Year Flood Zone and FEMA designated Floodway associated with French Creek, and;

WHEREAS, the City of Avon has been made aware of federal assistance to mitigate the flooding at 35616 Mills Road through Federal Emergency Management Agency's (FEMA's) Hazardous Mitigation Assistance Program, and;

WHEREAS, the State of Ohio, through the Ohio Emergency Management Agency – Ohio Department of Public Safety, coordinates all sub-grant project applications for the State of Ohio on behalf of FEMA, and;

WHEREAS, the City of Avon desires to seek financial assistance from the FEMA's Hazardous Mitigation Assistance Program in the amount of \$172,500 or seventy five percent (75%) of the overall project cost of \$ 230,000, and;

WHEREAS, Avon City Council finds that this proposed improvement will significantly further the health, safety and welfare of the citizens of Avon and the community as a whole by removing a structure that is located within the French Creek Floodway and firmly commits to the expenditure of local funds necessary to complete the project should the FEMA financial assistance in the amount stated above be granted.

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

Section 1 - That the Mayor of the City of Avon is authorized to file an application with the Ohio Emergency Management Agency - Ohio Department of Public Safety seeking grant funding in the amount of \$172,500 or seventy five percent (75%) of the overall project cost of \$230,000 from the Federal Emergency Management Agency's Hazardous Mitigation Program for the property acquisition, demolition and restoration of the property located at 35616 Mills Road.

Section 2 – That the City of Avon further agrees to obligate funds necessary to complete this project through In-Kind Contribution for project administration costs estimated at \$10,000.00 and contract administration costs estimated at \$10,000 and contracted services for property acquisition, demolition and site restoration costs estimated at \$37,500.00. The overall commitment from In-Kind and contracted services from the general fund will equal \$57,500.00 or twenty five percent (25%) of the overall project cost of \$230,000.00 should the FEMA financial assistance be granted.

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Section 3 - That it is found and determined that all formal actions of the Council of the City of Avon concerning and relating to the adoption of this Resolution were taken in an open meeting of the Council of the City of Avon and that all deliberations of this City's Council and any of its committees that resulted in those 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 4 - That this Resolution is hereby declared to be an emergency measure immediately necessary for the preservation of the public health, safety and welfare of the citizens of the City of Avon, the immediate emergency being the necessity to support an application for FEMA Hazardous Mitigation Program funds for the year 2017; therefore, this Resolution shall be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED: _____ DATE SIGNED: _____

By: _____
Craig L. Witherspoon, Council President

DATE APPROVED BY THE MAYOR: _____

Bryan K. Jensen, Mayor

APPROVED AS TO FORM:

John A. Gasior, Law Director

ATTEST:

Barbara J. Brooks
Clerk of Council

Posted: _____
In Five Places as
Provided by Council

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