

ORDINANCE NO. 2009 - 70

AN ORDINANCE AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF KENT AND THE STATE OF OHIO, DEPARTMENT OF TRANSPORTATION (ODOT) FOR THE SUMMIT STREET IMPROVEMENT PROJECT TO ALLOW THE MAXIMUM USE OF FEDERAL FUNDS IN THE AMOUNT OF \$10,187,129.00 WITH 20% LOCAL SHARE TO BE SPLIT BETWEEN THE CITY OF KENT AND KENT STATE UNIVERSITY, AND DECLARING AN EMERGENCY.

WHEREAS, the City of Kent wishes to enter into an agreement with the State of Ohio, Department of Transportation (ODOT) for the Summit Street Improvement Project while accessing Federal funding through the Federal Highway Administration; and

WHEREAS, the City wishes to receive a maximum of grant funding in the amount of \$10,187,129.00; and

WHEREAS, the grant requires 20% local match money, which would be split between the City of Kent and Kent State University.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Kent, Portage County, Ohio, at least three-fourths (3/4) of all members elected thereto concurring:

SECTION 1. That Council does hereby authorize the City Manager, or his designee, to execute the agreement attached hereto as Exhibit "A" with ODOT for the Summit Street Improvement Project.

SECTION 2. That it is found and determined that all formal actions of this Council concerning and relating to the adoption 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 all legal requirements of Section 121.22 of the Ohio Revised Code.

SECTION 3. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the residents of this City, for which reason and other reasons manifest to this Council this Ordinance is hereby declared to be an emergency measure and shall take effect and be in force immediately after passage.

PASSED: 06/17/2009 _____
DATE MAYOR AND PRESIDENT OF COUNCIL

ATTEST: _____
CLERK OF COUNCIL

I hereby certify that Ordinance No. 2009 - 70 was duly enacted on this 17 day of June, 2009 by the Council of the City of Kent, Ohio.

CLERK OF COUNCIL