

**RESOLUTION NO. 2008 - 26**

**A RESOLUTION ALLOWING THE CITY MANAGER, OR HIS DESIGNEE TO APPLY FOR FEDERAL TRANSPORTATION ENHANCEMENT PROGRAM, (TEP) FUNDS PROGRAMMED BY THE AKRON METROPOLITAN AREA TRANSPORTATION STUDY (AMATS) TO CONSTRUCT THE PORTAGE HIKE & BIKE TRAIL – TANNERY PARK SECTION, AND DECLARING AN EMERGENCY.**

**WHEREAS**, The Portage Hike & Bike Trail – Tannery Park Section is a link in constructing The Portage Hike & Bike Trail through the City of Kent; and

**WHEREAS**, this link in The Portage is critical to the hike and bike trail system in the City of Kent; and

**WHEREAS**, The Portage Hike & Bike Trail – Tannery Park Section is needed to complete a link of The Portage from John Brown Tannery Park to Fred Fuller Park/Water Reclamation Facility; and

**WHEREAS**, total project costs are estimated at \$1,194,000; and

**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 the City Manager, or his designee is hereby authorized to apply for Federal Transportation Enhancement Program (TEP) Funds programmed by the Akron Metropolitan Area Transportation Study (AMATS) for the following construction:

- (a) Portage Hike & Bike Trail – Tannery Park Section, which includes the construction of a ten-foot wide asphalt, all-purpose trail with two-foot berms. The project will begin at John Brown Tannery Park and continue downstream to meet up with another proposed segment of The Portage to be constructed in 2008 at Fred Fuller Park/Water Reclamation Facility. The current opinion of probable project cost is \$1,194,000.

**SECTION 2.** That the City of Kent acknowledges and understands the AMATS “Funding Policy Guidelines” and confirms to the best of its knowledge that the information contained in the project application is accurate, that it intends to diligently pursue that project, and that a local share is required to match federal funds.

**SECTION 3.** That it is found and determined that all formal actions of this Council concerning and relating to the adoption 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 action, were in meetings open to the public in compliance with all legal requirements of Section 121.22 of the Ohio Revised Code.

**SECTION 4.** That this Resolution 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: 02/20/2008  
DATE

\_\_\_\_\_  
PRESIDENT PRO TEM

ATTEST: \_\_\_\_\_  
ACTING CLERK OF COUNCIL

I hereby certify that Resolution No. 2008-26 was duly enacted this 20<sup>th</sup> day of

February, 2008, by the Council of the City of Kent, Ohio.

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ACTING CLERK OF COUNCIL