

ORDINANCE 2015 - 81

AUTHORIZING THE CITY MANAGER TO SUBMIT AN APPLICATION THROUGH THE OKI REGIONAL COUNCIL OF GOVERNMENTS FOR THE CONGESTION MITIGATION/AIR QUALITY PROGRAM FUNDING FOR THE CONSTRUCTION OF A ROUNDABOUT ON BUTLER-WARREN ROAD AT WESTERN ROW ROAD AND AUTHORIZING THE CITY MANAGER TO ENTER INTO A COOPERATIVE AGREEMENT WITH THE BUTLER COUNTY COMMISSIONERS

WHEREAS, it is the policy of the City of Mason to seek funds to assist in capital improvement projects and community development; and

WHEREAS, the OKI Regional Council of Governments (OKI) is soliciting eligible project applications for Congestion Mitigation/Air Quality (CMAQ) funding consideration in SFY 2021; and

WHEREAS, it is in the best interest of the City of Mason to apply for the Congestion Mitigation/Air Quality (CMAQ) funds to abate a significant portion of its local share financial commitment; and

WHEREAS, Butler County mutually desires to improve the intersection of Butler-Warren Road and Western Row Road (Barret Road) and it was agreed that the City should enter into a cooperative agreement with the Butler County Commissioners; and

WHEREAS, the City of Mason is responsible for pledging 20% of the total project costs for the proposed construction of the Butler-Warren Road Roundabout Project with financial assistance from Butler County; and

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Mason, Ohio, five members elected thereto concurring:

Section 1. The City Manager is authorized to submit to OKI an application for CMAQ funding for the construction of the Butler-Warren Road Roundabout Project.

Section 2. The City Manager is authorized to enter into an agreement with the Ohio Department of Transportation and OKI for the project and agrees to follow the Ohio Statewide Urban CMAQ Guidelines as established by the Ohio Department of Transportation for the CMAQ Program.

Section 3. The City of Mason will assume and bear the local share of all costs of the aforementioned project, less the amount of federal funds set aside for this project.

Section 4. The City Manager is authorized to execute and carry out all activities set forth in the application and its implementation.

Section 5. The City Manager is hereby authorized and directed to enter into a cooperative agreement, substantially in the form of Exhibit A, with the Butler County Commissioners to submit an application for a CMAQ Grant for the Butler-Warren Road Roundabout.

Section 6. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed this 13th day of July, 2015.

Mayor

Attest:

Clerk of Council

EXHIBIT A

COOPERATION AGREEMENT
Butler-Warren Road Roundabout

THIS IS AN AGREEMENT made as of _____, 20____ between the Butler County Board of County Commissioners (“County Commissioners”) and the City Council of Mason, Ohio (“City Council”).

The County Commissioners and City Council hereby enter into a cooperative agreement to submit a Congestion Mitigation/Air Quality (CMAQ) application to the OKI Regional Council of Governments (OKI) for the **Butler-Warren Road Roundabout** (the “Project”), being a FY 2021 project. The estimated cost of the Project is anticipated to be \$1,930,204. The CMAQ Grant amount being applied for is \$1,544,163, being eighty percent (80%) and the local share is anticipated to be \$386,041, being twenty percent (20%).

The County Commissioners shall provide funds totaling fifty percent (50%) of the local share, which is anticipated to be approximately \$193,020, being ten percent (10%) of the overall local share of the Project. Such funds will come from the County Engineer’s Road and Bridge fund.

City Council shall provide funds totaling fifty percent (50%) of the local share, which is anticipated to be approximately \$193,020, being ten percent (10%) of the overall local share of the Project. Such funds will come from the City’s General Fund.

The County Commissioners and City Council each agree to pay their respective portion of the local share as invoices are due.

The County Commissioners and City Council agree to cooperatively submit a final grant application to the Ohio Public Works Commission (OPWC) for the Project in the future. Additional funds awarded to the Project from OPWC would be used to reimburse either party for engineering costs of the Project and/or split equally to reduce each entity’s local share of design, construction and acquisition costs.

The County Commissioners authorize City Council to be the lead applicant for the grants and to sign all necessary documents.

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Pursuant to Resolution No. _____ of the Butler County Board of County Commissioners adopted on the _____ day of _____, 2015, the Commissioners hereby execute this Agreement on the _____ day of _____, 2015.

APPROVED AS TO FORM:
MICHAEL T. GMOSE
PROSECUTING ATTORNEY
BUTLER COUNTY, OHIO

BUTLER COUNTY
BOARD OF COUNTY COMMISSIONERS

SIGNATURE: _____.

SIGNATURE: _____.

PRINTED NAME: _____.

PRINTED NAME: Donald L. Dixon, President

TITLE: _____.

SIGNATURE: _____.

PRINTED NAME: T. C. Rogers, Vice President

SIGNATURE: _____.

PRINTED NAME: Cindy Carpenter, Member

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Pursuant to Ordinance No. _____ of the City Council of Mason, Ohio passed on the _____ day of _____, 2015, the City Manager of the City of Mason, Ohio has hereunto set his hand to this Agreement on the _____ day of _____, 2015.

CITY OF MASON

BY: _____

PRINTED NAME: Eric Hansen

TITLE: City Manager

Approved as to form:

LAW DIRECTOR

BY: _____

PRINTED NAME: _____

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