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3
4 CITY OF CUYAHOGA FALLS, OHIO

5
6 ORDINANCE NO. 83 - 2015

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8 AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC
9 SERVICE TO APPLY FOR AND ACCEPT FINANCIAL ASSISTANCE IN
10 THE FORM OF A GRANT FROM THE U.S. DEPARTMENT OF
11 TRANSPORTATION, THROUGH THE AKRON METROPOLITAN AREA
12 TRANSPORTATION STUDY, FOR THE RECONSTRUCTION OF
13 HOWE AVENUE BETWEEN MAIN STREET AND BUCHHOLZER
14 BOULEVARD, AND DECLARING AN EMERGENCY.

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16 WHEREAS, the City Engineer has identified the need for and proposes the reconstruction of
17 Howe Avenue between Main Street and Buchholzer Boulevard, and

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19 WHEREAS, the Akron Metropolitan Area Transportation Study (AMATS) is conducting a
20 competitive grant process under which Federal Surface Transportation Funds may be made
21 available to partially support construction costs for City sponsored projects.

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23 NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cuyahoga Falls, County of
24 Summit and State of Ohio, that:

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26 Section 1. The Director of Public Service is authorized to apply for and accept financial
27 assistance in the form of a grant from the U.S. Department of Transportation, through the Akron
28 Metropolitan Area Transportation Study (AMATS), for the purpose of supporting construction costs
29 related to the Project, as follows:

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31 Project Name: Reconstruction of Howe Avenue.

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33 Description: From Main Street to Buchholzer Boulevard approximately 3,540-feet. Resurface
34 roadway including grind and pave three-inches (3") of asphalt pavement, restripe pavement
35 markings and replace traffic loops.

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37 Estimated Construction Cost: \$7,500,000.

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39 Section 2. This Council's authorization is granted with the following understandings:

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41 A. The City will bear one hundred percent (100%) of the cost of preliminary
42 engineering.
43 B. The City will bear one hundred percent (100%) of the total cost of those features
44 requested by the City which are not eligible for Federal participation.
45 C. The Federal share will assume eighty percent (80%) of the construction cost of
46 the improvement not to exceed \$6,000,000. The City will be responsible for the
47 local share.
48 D. The City of Cuyahoga Falls is in receipt of and acknowledges the applicability of
49 the AMATS "Funding Policy Guidelines" to this funding request.

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51 Section 3. Any ordinances or resolutions or portions of ordinances and resolutions inconsistent
52 herewith are hereby repealed, but any ordinances and resolutions not inconsistent herewith and
53 which have not previously been repealed are hereby ratified and confirmed.
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55 Section 4. It is found and determined that all formal actions of this Council concerning and
56 relating to the adoption of this ordinance were adopted in an open meeting of this Council, and
57 that all deliberations of this Council and of any of its committees that resulted in such formal
58 action, were in meetings open to the public, in compliance with all legal requirements, to the extent
59 applicable, including Chapter 107 of the Codified Ordinances.
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61 Section 5. This ordinance is hereby declared to be an emergency measure necessary for the
62 preservation of the public peace, health, safety, convenience and welfare of the City of Cuyahoga
63 Falls and the inhabitants thereof and provided it receives the affirmative vote of two thirds of the
64 members elected or appointed to Council, it shall take effect and be in force immediately upon its
65 passage and approval by the Mayor; otherwise it shall take effect and be in force at the earliest
66 period allowed by law.
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72 Passed: 11/9/2015

Mary Ellen Pyke
President of Council

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78 Approved: 11-10-15

Daniel Crain
Clerk of Council

[Signature]
Mayor