

RESOLUTION NO. 031-21R

A RESOLUTION AUTHORIZING THE FILING OF A GRANT APPLICATION WITH THE U.S. DEPARTMENT OF TRANSPORTATION FOR DISCRETIONARY GRANT FUNDING THROUGH THE FY 2021 REBUILDING AMERICAN INFRASTRUCTURE WITH SUSTAINABILITY AND EQUITY (RAISE) GRANT PROGRAM FOR THE SANDUSKY BAY PATHWAY; AND DECLARING THAT THIS RESOLUTION SHALL TAKE IMMEDIATE EFFECT IN ACCORDANCE WITH SECTION 14 OF THE CITY CHARTER.

WHEREAS, the U.S. Department of Transportation (DOT) has allocated \$1 billion in discretionary grant funding through the Rebuilding American Infrastructure with Sustainability and Equity (RAISE) grant program with a maximum grant award of \$25 million, and no more than \$100 million to a single State, as specified in the Consolidated Appropriations Act of 2021; and

WHEREAS, through the RAISE program, formerly known as BUILD and TIGER, the U.S. DOT has awarded over \$8.935 billion in grants to projects in all 50 states, the District of Columbia and Puerto Rico since 2009; and

WHEREAS, funds for the FY 2021 RAISE grant program are to be awarded on a competitive basis for surface transportation infrastructure projects that will have a significant local or regional impact; and

WHEREAS, if awarded, the FY 2021 RAISE funds will be used to construct the remaining portions of the Sandusky Bay Pathway including First Street, Monroe Street, Edgewater Avenue, the Pier Track, and Pier Track bridge connecting Battery Park to First Street, as well as all associated nodes, wayfinding, educational signage, and amenities; and

WHEREAS, the total project cost is \$29,930,745.09, which includes \$2,824,791.73 designated for design, permitting, and acquisition which is not eligible for grant funding, and the total construction cost of the project is \$27,105,953.36 with the City apply for grant funds in the amount of \$18,974,167.35 (70%) with a proposed 30% contribution of \$8,131,786.01 which is currently budgeted to be paid with Capital Funds, proceeds from various Tax Incremental Financings (TIFs), and/or Issue 8 Funds; and

WHEREAS, this Resolution should be passed as an emergency measure under suspension of the rules in accordance with Section 14 of the City Charter in order to allow the grant application for the FY 2021 RAISE Discretionary Grant program to be submitted to the U.S. Department of Transportation the week of June 21st and prior to the submission deadline of July 12, 2021; and

WHEREAS, in that it is deemed necessary in order to provide for the immediate preservation of the public peace, property, health, and safety of the City of Sandusky, Ohio, and its citizens, and to provide for the efficient daily operation of Municipal Departments, including the Department of Public Works, of the City of Sandusky, Ohio, the City Commission of the City of Sandusky, Ohio, finds that an emergency exists regarding the aforesaid, and that it is advisable that this **Resolution** be declared an emergency measure which will take immediate effect in accordance with Section 14 of the City Charter upon its adoption; and NOW, THEREFORE,

BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF SANDUSKY, OHIO, THAT:

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Section 1. This City Commission hereby approves the submission of a grant application to the U.S. Department of Transportation for discretionary grant funding through the FY 2021 Rebuilding American Infrastructure with Sustainability and Equity (RAISE) Grant program for the Sandusky Bay Pathway, pursuant to the Consolidated Appropriations Act 2021 and authorizes and directs the City Manager to execute any contracts or agreements on behalf of the City and lawfully expend funds consistent with the application should they be awarded.

Section 2. This City Commission hereby approves the execution and filing with the City's application all understanding, certifications and assurances or any other documentation required by the U.S. Department of Transportation.

Section 3. The City Manager is authorized to furnish such additional information as the U.S. Department of Transportation may require in connection with the City's application.

Section 4. If any section, phrase, sentence, or portion of this Resolution is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

Section 5. This City Commission finds and determines that all formal actions of this City Commission concerning and relating to the passage of this Resolution were taken in an open meeting of this City Commission and that all deliberations of this City Commission and of any of its committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 6. That for the reasons set forth in the preamble hereto, this Resolution is hereby declared to be an emergency measure which shall take immediate effect in accordance with Section 14 of the City Charter after its adoption and due authentication by the President and the Clerk of the City Commission of the City of Sandusky, Ohio.



RICHARD R. BRADY
PRESIDENT OF THE CITY COMMISSION



ATTEST:

MCKENZIE E. SPRIGGS
CLERK OF THE CITY COMMISSION

Passed: June 14, 2021