

## RESOLUTION NO. 034-23R

**A RESOLUTION AUTHORIZING THE FILING OF A GRANT APPLICATION WITH THE FEDERAL TRANSIT ADMINISTRATION FOR FEDERAL ASSISTANCE THROUGH THE FY 2024 URBANIZED AREA FORMULA FUNDING PROGRAM FOR THE SANDUSKY TRANSIT SYSTEM; AND DECLARING THAT THIS RESOLUTION SHALL TAKE IMMEDIATE EFFECT IN ACCORDANCE WITH SECTION 14 OF THE CITY CHARTER.**

**WHEREAS**, the Federal Transit Administration (FTA) provides grants to local public transit systems, including buses, subways, light rail, commuter rail, trolleys and ferries and since 1964, has partnered with state and local governments to create and enhance public transportation systems, investing more than \$13 billion annually to support and expand public transit services, and provides annual formula grants to transit agencies nationwide as well as discretionary funding in competitive processes; and

**WHEREAS**, the City was notified by the Federal Transit Administration that the federal funding for the Sandusky Transit System will be transitioning from the Formula Grants for Rural Areas (Section 5311) to the Urbanized Area Formula Grants (Section 5307) Small Urban (UZA) Grant funding resulting from the Census Bureau's recent publication of new urban area boundaries based on 2020 Census data; and

**WHEREAS**, the Urbanized Area Formula Funding program, as authorized by 49 U.S.C. Section 5307, makes Federal resources available to urbanized areas and to Governors for transit capital and operating assistance and for transportation related planning in urbanized areas as defined as having a population of 50,000 or more as determined by the U.S. Department of Commerce, Bureau of the Census; and

**WHEREAS**, the grant or cooperative agreement for federal financial assistance will impose certain obligations upon the City and may require the City to provide the local share of the project cost; and

**WHEREAS**, the Urbanized Area Formula Grant will provide approximately 50% of operating expenses and 80% of maintenance expenses for the Sandusky Transit System and the remaining expenses will be paid by a combination of local matching funds consisting of special interest contracts, General Funds and Transit Reserve 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 file the grant application with the Federal Transit Administration at the earliest opportunity for the continued operation of the Sandusky Transit System; 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 Sandusky Transit System, 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

**PAGE 2 - RESOLUTION NO. 034-23R**

**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:

Section 1. The City Manager is hereby authorized to execute and file an application for federal assistance on behalf of the City of Sandusky with the Federal Transit Administration for federal assistance authorized by 49 U.S.C. Chapter 53, title 23, United States Code, or other federal statutes authorizing projects administered by the Federal Transit Administration including FY 2024 Urbanized Area Formula Program assistance authorized by 49 U.S.C. §5307, as the City of Sandusky is the designated recipient as defined by 49 U.S. §5307(a)(2).

Section 2. The City Manager is authorized to execute and file with the City's application the annual certifications and assurances and any other documents the Federal Transportation Administration may require before awarding a federal assistance grant or cooperative agreement.

Section 3. The City Manager is authorized to execute any grant and cooperative agreements with the Federal Transit Administration on behalf of the City for the Sandusky Transit System and lawfully expend funds consistent with the application should they be awarded.

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

**PAGE 3 - RESOLUTION NO. 034-23R**

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.



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RICHARD R. BRADY  
PRESIDENT OF THE CITY COMMISSION



ATTEST:

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CATHLEEN A. MYERS  
CLERK OF THE CITY COMMISSION

Passed: August 28, 2023