

**RESOLUTION NO. 020-24R**

**A RESOLUTION APPROVING AND RATIFYING THE SUBMISSION OF AN APPLICATION FOR FINANCIAL ASSISTANCE THROUGH THE OHIO DEPARTMENT OF NATURAL RESOURCES FOR CAPITAL IMPROVEMENT FUNDS FOR THE SANDUSKY BAY PATHWAY / LANDING PARK PROJECT; AND DECLARING THAT THIS RESOLUTION SHALL TAKE IMMEDIATE EFFECT IN ACCORDANCE WITH SECTION 14 OF THE CITY CHARTER.**

**WHEREAS**, the 134<sup>th</sup> General Assembly of the State of Ohio, through House Bill 687, has appropriated Capital Improvement funds for Community Parks, Recreation, and Conservation projects and these funds will be administered by the Ohio Department of Natural Resources (ODNR) Office of Real Estate & Land Management (REALM); and

**WHEREAS**, the City originally submitted a Project Information Package to the Ohio Department of Natural Resources for construction costs related to the Sandusky Bay Pathway / Landing Park in 2021, and was awarded funds in the amount of \$750,000.00 for the project but was required to have environmental permitting substantially started prior to entering into the grant agreement; and

**WHEREAS**, all of the environmental permitting applications were submitted in 2023 and ODNR requested the City submit another Project Information Package to generate a formal contract; and

**WHEREAS**, the grant agreement provides for \$735,000.00 of reimbursable funds for the project and \$15,000.00 to be retained by ODNR for administrative costs and all of the funds must be used for the portions of the project outside wetlands and other environmentally sensitive areas and on properties owned by the City for The Landing east of Hemminger Ditch; 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 ratify the submission of the application and execute the grant agreement so this funding source can be in place prior to bidding the project; 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 the 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; and NOW, THEREFORE

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

Section 1. This City Commission hereby approves and ratifies the submission of an application for financial assistance through the Ohio Department of Natural

**PAGE 2 - RESOLUTION NO. 020-24R**

Resources for Capital Improvement funds for the Sandusky Bay Pathway / Landing Park Project.

Section 2. The City Manager is authorized to furnish such additional information as the Ohio Department of Transportation may require in connection with the City's applications and to execute any contracts or agreements on behalf of the City and to provide all necessary information for cost reimbursement.

Section 3. 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 4. 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 5. 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.



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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: April 22, 2024