

RECORD OF ORDINANCES

Resolution No. 2024-61

Passed September 18, 2024

SPONSOR: STREETS COMMITTEE

A RESOLUTION AUTHORIZING THE MAYOR, CLERK-TREASURER AND VILLAGE ENGINEER TO PREPARE AND SUBMIT AN APPLICATION FOR FUNDS FROM THE OHIO PUBLIC WORKS COMMISSION FOR THE LINCOLN AVENUE AND ETTER ROAD PROJECT, TO PARTNER WITH THE COUNTY OF SUMMIT AND/OR CITY OF AKRON TO PARTIALLY FUND THE PROJECT, AND TO EXECUTE AGREEMENTS AS REQUIRED TO EFFECTUATE THE SAME, AND DECLARING AN EMERGENCY.

WHEREAS, the Ohio Public Works Commission (“OPWC”) provides certain funding to local political subdivisions for capital improvements, namely the State Capital Improvement Program (“SCIP”) and Local Transportation Improvement Program (“LTIP”); and

WHEREAS, the Village Engineer has identified the need to make capital improvements to Lincoln Avenue and Etter Road (from Lincoln Avenue to the Eastern corporation line of the Village) (the “Project”), and said capital improvements are a priority to the Village; and,

WHEREAS, the Mayor and Village Engineer have recommended that the Village request funds from OPWC through the SCIP or LTIP programs to fund the design and construction of the Project; and

WHEREAS, the Village is committed to funding its local share of costs associated with the Project; and,

WHEREAS, the Village desires to partner, to the extent possible, with the County of Summit and/or the City of Akron for either or both of those entities to partially fund the Project; and

WHEREAS, this Council finds and determines, after reviewing all pertinent information, that it is necessary and in the best interest of the Village to authorize the Mayor, Clerk-treasurer and Village Engineer to prepare and submit an application for LTIP or SCIP funds through OPWC for funding for the Project, to partner with the County of Summit and/or City of Akron to partially fund the Project, and to execute agreements as required to effectuate the same.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Mogadore, Counties of Portage and Summit, Ohio, that:

SECTION 1: The Mayor, Clerk-Treasurer, and Village Engineer are hereby authorized to prepare and submit an application for LTIP or SCIP funds through OPWC for funding for the Project, which is the undertaking of capital improvements to Lincoln Avenue and Etter Road (from Lincoln Avenue to the Eastern corporation line of the Village). The Mayor, Clerk-Treasurer and Village Engineer are further authorized to execute any agreements necessary to apply for and accept said LTIP or SCIP funds from OPWC and to otherwise effectuate the Project.

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SECTION 2: The Mayor, Clerk-Treasurer and Village Engineer are hereby authorized to enter into partner agreements with the County of Summit and/or City of Akron to fund a portion of the Project.

SECTION 3: The Village hereby commits to provide its share of the local funding through general funds, notes and/or bonds to design and construct the Project.

SECTION 4: This Council finds and determines that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken in open meetings of this Council and any deliberations of this Council and any of its committees that resulted in this formal action were in meetings open to the public, in compliance with all legal requirements.

SECTION 5: This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, and safety of the residents of the Village of Mogadore and for the purpose of immediately authorizing the application for funds for the Project so that the same may be timely received and the Project undertaken as expeditiously as possible, and, provided this Resolution receives the affirmative vote of at least five (5) members elected or appointed to this Council, it shall take effect and be in force upon its passage by Council and approval by the Mayor, otherwise it shall take effect and be in force at the earliest period allowed by law.

Michael Radcliff 9-18-24  
President of Council Date

David R. 9-18-24  
Mayor Date

Attest: [Signature]  
Clerk-Treasurer