

ORDINANCE NO. 2009-34

AUTHORIZING THE CITY MANAGER TO ENTER INTO A LOCAL PUBLIC AGENCY (LPA) AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION (ODOT) FOR THE PROJECT KNOWN AS THE HAM-PLAINFIELD ROAD BIKE PATH PROJECT, PID NO. 86633, AND; DECLARING AN EMERGENCY

WHEREAS, Section 9.12 of Article IX of the Charter of the City of Blue Ash, Ohio provides the method under which the City Manager shall make certain purchases and enter into contracts on behalf of the City; and

WHEREAS, the City of Blue Ash was awarded Federal Congestion Mitigation and Air Quality (CMAQ) funds for the construction of the Plainfield Road Bike Path between Cooper Road and Glendale-Milford Road; and

WHEREAS, these funds are distributed by Ohio-Kentucky-Indiana Council of Governments (OKI) and the project managed by ODOT; and

WHEREAS, in an effort to expedite projects, local governments may manage projects through a LPA Agreement with ODOT.

Be it ordained by the Council of the City of Blue Ash, not less than five (5) members thereof concurring,

SECTION I.

The City Manager or his designee is hereby authorized to enter into a LPA Agreement, approved as to form by the Solicitor, with ODOT for the HAM-Plainfield Road Bike Path Project, PID No. 86633, authorizing the City to manage the project.

SECTION II.

The Treasurer and Deputy Treasurer are hereby authorized and directed to make any expenditures relating to such agreement.

SECTION III.

This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of public peace, health, safety, and welfare of the City of Blue Ash, Ohio. The reason for the emergency being the need to provide the necessary agreement authorizing the City to manage the project. Therefore, this ordinance shall take effect and be in force from and after its passage.

PASSED this 11th day of June, 2009.

Robert J. Buckman, Jr., Mayor

Jamie K. Eifert, Clerk of Council

APPROVED AS TO FORM:

Bryan Pacheco, Deputy Solicitor

THIS IS A CERTIFIED TRUE AND CORRECT COPY:

Jamie K. Eifert, Clerk of Council