

**RESOLUTION NO. 016-18**

**A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY TO PREPARE, APPLY FOR AND ACCEPT FUNDING THROUGH THE OHIO DEPARTMENT OF TRANSPORTATION'S (ODOT) TRANSPORTATION ALTERNATIVE PROGRAM (TAP) FOR THE PROJECT KNOWN AS THE NAPOLEON NONMOTORIZED FACILITIES NETWORK GAPS PROJECT; AND DECLARING AN EMERGENCY**

**WHEREAS**, the City of Napoleon, Ohio is in the process of upgrading its sidewalks and multi-use paths; and,

**WHEREAS**, the Ohio Department of Transportation (ODOT) through the Transportation Alternative Program (TAP), provides funds to local governments for projects that enhance the transportation experience by improving the cultural, aesthetic, and environmental aspects of transportation infrastructure; and,

**WHEREAS**, the City of Napoleon, Ohio intends to apply for TAP funds from ODOT for the purpose of rendering improvements to gaps in the existing network of nonmotorized facilities, including City owned sidewalks and bike paths; and,

**WHEREAS**, the City of Napoleon, Ohio has previously submitted a letter of interest to ODOT for TAP funding; and,

**WHEREAS**, the City of Napoleon, Ohio has received from ODOT an invitation to complete a full application for said funding; and,

**WHEREAS**, City Staff has identified the potential project as being eligible to support an official application and recommends that the City Council authorize the submittal of an application for said project; **Now Therefore**,

**BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NAPOLEON, OHIO:**

Section 1. That, the City Manager is directed to execute any and all documents necessary to prepare, apply for and accept funding through the Ohio Department of Transportation's (ODOT) Transportation Alternative Program (TAP) for the project known as the Napoleon Nonmotorized Facilities Network Gaps Project.

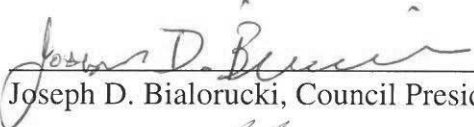
Section 2. That, it is found and determined that all formal actions of this City Council concerning and relating to the adoption of this Resolution were adopted in open meetings of this City Council, and that all deliberations of this City Council and any of its committees that resulted in such formal actions were in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code and the Codified Ordinances of Napoleon Ohio.

Section 3. That, if any other prior Ordinance or Resolution is found to be in conflict with this Resolution, then the provisions of this Resolution shall prevail. Further, if any portion of this Resolution is found to be invalid for any reason, such decision shall not affect the validity of the remaining portions of this Resolution or any part thereof.

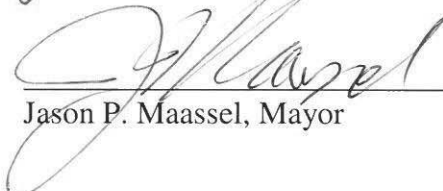
Section 4. That, this Resolution is declared to be an emergency measure necessary for the immediate preservation of the public peace, health or safety of the City and its inhabitants, and for the further reason that this legislation must be in effect at the earliest possible time to receive essential Federal and State grants; therefore, provided it receives the required number of votes for passage as emergency legislation, it shall be in full force and effect immediately upon its passage; otherwise, it shall be in full force and effect at the earliest time permitted by law. Further, the Emergency Clause is necessary to enter into the stated contract in a timely manner which affects the public peace, health, and safety accessible to our citizens, and for further reasons as stated in the Preamble hereof.

Section 5.

Passed: April 2, 2018

  
Joseph D. Bialorucki, Council President

Approved: April 2, 2018

  
Jason P. Maassel, Mayor

VOTE ON PASSAGE 6 Yea 0 Nay 0 Abstain

Attest:


  
Gregory J. Heath, Clerk/Finance Director

I, Gregory J. Heath, Clerk/Finance Director of the City of Napoleon, do hereby certify that the foregoing Resolution No. 016-18 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the 5<sup>th</sup> day of April, 2018; & I further certify the compliance with rules established in Chapter 103 of the Codified Ordinances of Napoleon Ohio and the laws of the State of Ohio pertaining to Public Meetings.

  
Gregory J. Heath, Clerk/Finance Director

Certification

I, Gregory J. Heath, Finance Director/Clerk for the City of Napoleon, Ohio, do hereby certify that this document is a true and correct copy of **Resolution No. 016-18** passed **April 02, 2018**.

  
\_\_\_\_\_  
Gregory J. Heath  
Finance Director/Clerk of Council

04/02/2018  
Date