

SPONSOR: *Elliot H. / E. Brown*

## ORDINANCE NO. 92-08

AN ORDINANCE AUTHORIZING THE MAYOR TO SEEK FINANCIAL ASSISTANCE FROM THE STATE CAPITAL IMPROVEMENT PROGRAM (SCIP) AND LOCAL TRANSPORTATION IMPROVEMENT PROGRAM (LTIP) FOR FUNDING OF VARIOUS CAPITAL INFRASTRUCTURE IMPROVEMENT PROJECTS, AND DECLARING AN EMERGENCY.

WHEREAS, pursuant to Article VIII, Section 2K of the Ohio Constitution, the State of Ohio is authorized to issue bonds and other obligations of the state for the purpose of financing public infrastructure capital improvements of political subdivisions as designated by law; and

WHEREAS, pursuant to Section 164.06 of the Ohio Revised Code, the District Fifteen Public Works Integrating Committee has been created to accept, evaluate and recommend applications for state financing of capital infrastructure improvement projects of political subdivisions in Jackson County; and

WHEREAS, pursuant to Section 164.05 of the Ohio Revised Code, the Ohio Public Works Commission has been created to accept and approve applications for state financing of capital improvement projects of political subdivisions in Jackson County; and

WHEREAS, the City of Jackson has conducted a capital inventory needs assessment and has determined that it is necessary to submit applications for financial assistance for capital infrastructure improvement projects.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF JACKSON, STATE OF OHIO, as follows:

**Section One.** The Mayor is hereby authorized to apply to the District Fifteen Public Works Integrating Committee of the Ohio Public Works Commission for financial assistance for the following capital infrastructure improvement project(s):

**1. City of Jackson, State Route 93, Water Main Replacement**

**Section Two.** The Mayor is further authorized to enter into any agreements as may be necessary and appropriate for obtaining financial assistance in conjunction with the recommendations of CT Consultants, Inc., and approved to form by the City Law Director in accordance with authority granted to and limitations upon by the City's Auditor.

**Section Three.** This Ordinance is hereby declared to be an emergency Ordinance, necessary for the immediate preservation of the public peace, health or safety of the City of Jackson, in that it is necessary to transfer these appropriations as soon as possible in order that application deadlines can be met. Therefore, this Ordinance shall go into effect upon passage and approval by the Mayor, as provided in Ohio Revised Code Section 731.30.

**Section Four.** In the event this Ordinance receives a majority vote for passage but fails to receive the required number of votes to pass as an emergency, then this Ordinance shall be deemed to have passed but with no emergency clause and shall take effect at the earliest time permitted by law.

Section Five.

In is hereby found and determined that all formal actions of this Council relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that the deliberations of this Council that resulted in such formal actions were in a meeting open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

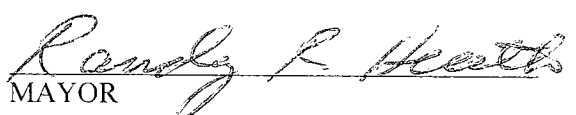
Date: 9-8-08

  
PRESIDENT OF COUNCIL

  
CLERK OF COUNCIL

Approved:

Date: 9-9-08

  
MAYOR