

A RESOLUTION AUTHORIZING THE CITY MANAGER OR HER DESIGNEE TO ENTER INTO A WETLAND MITIGATION AGREEMENT WITH THE STREAM + WETLANDS FOUNDATION FOR THE VETERANS TRAIL PHASE 3 PROJECT (PID 97856); AND DECLARING AN EMERGENCY.

WHEREAS, previous legislation authorized the City to proceed with the installation of a 10-foot wide multi-use and on-road path between Veterans Way Park and Barlow Road in the City of Hudson; and

WHEREAS, the proposed path will impact 0.456 acres of jurisdictional wetlands; and

WHEREAS, to mitigate this wetland impact, the US Army Corps of Engineers and the Ohio Environmental Protection Agency have determined that the City needs to purchase 1.1 acres of forested wetland mitigation credits from the Granger Mitigation Bank via a purchase agreement with the Stream + Wetlands Foundation in a total amount of \$60,500.00.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Hudson, Summit County, State of Ohio, that:

Section 1: The City Manager is authorized to enter into an agreement with the Stream + Wetlands Foundation for the purchase of wetland mitigation credits for the Veterans Trail Phase 3 Project (PID 97856) in an amount not to exceed Sixty Thousand Five Hundred Dollars (\$60,500.00).

Section 2: It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including the City Charter 6.04 and Section 121.22 of the Ohio Revised Code.

Section 3: This Resolution is declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare and for the further reason that it is immediately necessary to authorize the agreement which is the subject of this Resolution due to the need to be immediately ready to purchase mitigation credits so as to be able to proceed with this important City project that benefits the public safety, health and welfare of the citizens; wherefore, this Resolution shall be in full force and effect immediately upon its passage, provided it receives the affirmative vote of five (5) members of Council elected thereto or six affirmative votes if all members of Council are present at the meeting at which it is passed; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

PASSED:

\_\_\_\_\_  
David A. Basil, Mayor

ATTEST:

\_\_\_\_\_  
Elizabeth Slagle, Clerk of Council

I certify that the foregoing Resolution No. 19-34 was duly passed by the Council of said Municipality on \_\_\_\_\_, 2019.

\_\_\_\_\_  
Elizabeth Slagle, Clerk of Council