

A RESOLUTION AMENDING RESOLUTION NO. 24-82 TO INCREASE THE GRANT REQUEST AMOUNT WITH THE OHIO RAIL DEVELOPMENT COMMISSION FOR THE HINES HILL ROAD GRADE SEPARATION PROJECT THROUGH THE OHIO GRADE CROSSING ELIMINATION PROGRAM; AND DECLARING AN EMERGENCY.

WHEREAS, the City is partnering with the Ohio Rail Development Commission (ORDC) for a grant application to the Federal Railroad Administration (FRA) Grade Crossing Elimination Program for the Hines Hill Road Grade Separation project; and

WHEREAS, the original contribution request was \$8,580,000, which was based on a total estimated project cost of \$14,300,000; and

WHEREAS, in January 2024, the City of Hudson applied to the ORDC and was awarded \$2,886,174 toward this project; and

WHEREAS, in August 2024, the project estimate was reviewed by the Ohio Dept. of Transportation (ODOT), design consultant, and staff, and the estimated total project cost increased to \$19.5 million; and

WHEREAS, the cost increase was due to inflation and unknown utility relocation costs associated with the project; and

WHEREAS, with the higher estimate, the City must increase its grant request to the amount of \$13,705,000, which is the total project cost minus previously secured funds and City costs (\$19.5 million - \$2.86 million ORDC grant funds - \$2.86 million in City funds - \$75,000 in Norfolk Southern funds = \$13.705 million); and

WHEREAS, the City is committed to provide a maximum amount of \$2,860,000 towards the Hines Hill Road Grade Separation project.

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

Section 1. The City Manager and/or his designee are authorized to apply for, accept funding from and to enter into an agreement with the Ohio Rail Development Commission for the Hines Hill Road Grade Separation Project in an amount up to \$13,705,000. The agreement shall reflect the stated contributions and be in a form acceptable to the City Manager and City Solicitor.

Section 2. The aforesaid project is in the City and its residents' best interest.

Section 3. That the aforesaid recitals are rendered to be the findings of this Council and are hereby incorporated into this Resolution.

Section 4. 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 Section 121.22 of the Ohio Revised Code.

Section 5. That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety of the City residents, to expedite and promote public and highway safety, and to allow for the timely completion of the subject application and then the project in good weather and to support the continued operations of the City Engineering Department and other departments and shall, therefore, be in full force and effect immediately upon its passage, provided it receives an affirmative vote of at least six (6) members of the Council for its enactment if seven (7) are present, or an affirmative vote of at least five (5) members if only five (5) or six (6) members 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: _____

Jeffrey L. Anzevino, Mayor

ATTEST:

Aparna Wheeler, Clerk of Council

I certify that the foregoing Resolution 24-107 was duly passed by the Council of said Municipality on _____, 2024.

Aparna Wheeler, Clerk of Council