

A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, REQUESTING THAT THE ASSOCIATION OF CENTRAL OKLAHOMA GOVERNMENTS (ACOG) AND THE OKLAHOMA DEPARTMENT OF TRANSPORTATION (ODOT) CONSIDER THE CONSTRUCTION OF A MULTIMODAL PATH ALONG STATE HIGHWAY 9, BETWEEN 36TH AVENUE S.E. AND 48TH AVENUE S.E., AS A PROJECT CANDIDATE FOR FEDERAL FUNDING UNDER THE TRANSPORTATION ALTERNATIVES PROGRAM

- § 1. **WHEREAS**, Transportation Alternatives Program (TAP) funds for urbanized areas have been made available for transportation improvements within the Oklahoma City Urban Area; and
- § 2. **WHEREAS**, the Council of the City of Norman has selected a project described as follows:
- Priority No. 2 of 5 -
Multimodal Path along State Highway 9 (from 36th Avenue SE to 48th Avenue SE),
which consists of a ten-foot wide paved path for pedestrians and bicyclists that will
connect the urbanized area of Norman with Lake Thunderbird State Park; and**
- § 3. **WHEREAS**, the preliminary estimate of cost is \$1,000,000 and Federal participation under the terms of *Moving Ahead for Progress in the 21st Century (MAP-21/FAST Act)* relating to the Transportation Alternatives Program funds is hereby requested for funding 60% of the project cost, which is estimated at \$600,000; and
- § 4. **WHEREAS**, the City of Norman proposes to use a combination of capital funds as the sources of funds for the local match, which is estimated at \$400,000; and
- § 5. **WHEREAS**, no City of Norman funds are committed by this action; and
- § 6. **WHEREAS**, the City of Norman has the required matching funds available and further agrees to deposit matching funds by separate agreement with the Oklahoma Department of Transportation (ODOT) prior to advertising of the project for bid by ODOT; and
- § 7. **WHEREAS**, the City of Norman agrees to provide for satisfactory maintenance after completion, and to furnish the necessary right-of-way clear and unobstructed; and
- § 8. **WHEREAS**, the City of Norman agrees, as a condition to receiving any Federal financial assistance from the Oklahoma Department of Transportation, that it will comply with Title VI of the Civil Rights Act of 1964, 78 Stat. 252, 42. U.S.C. 2000d et seq., and all requirements imposed by or pursuant to Title 49, Code of Federal Regulations, Department of Transportation, Subtitle A, Office of the Secretary, Part 21, "Nondiscrimination of Federally-Assisted Programs of the Oklahoma Department of Transportation-Effectuation of Title VI of the Civil Rights Act of 1964"; and



- § 9. **WHEREAS**, the City of Norman assures that no qualified person with a disability shall, solely by reasons of their disability, be excluded from participation in, be denied the benefits in, or otherwise be subjected to discrimination under any program or activity administered by the City/Town/County: and
- § 10. **WHEREAS**, the City of Norman further understands that acceptance of this resolution by the Association of Central Oklahoma Governments (ACOG and the Oklahoma Department of Transportation is not a commitment to Federal funding, but only registers the City's interest and intent in participating in the program application process.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA:

- § 11. That ACOG is hereby requested to consider the selection of this project as a candidate for Federal funding, and to submit same to the Oklahoma Transportation Commission for its approval;
- § 12. That the Oklahoma Transportation Commission is hereby requested to concur in the selection of this project and to submit same to the Federal Highway Administration for its approval.

PASSED AND ADOPTED this _____ day of _____, 2017.

ATTEST:

City Clerk

Mayor

Approved as to form and legality

City Attorney