

RESOLUTION NO. 21-80
CITY OF CENTERVILLE, OHIO

SPONSORED BY COUNCILMAN Donc Lake ON THE 5th
DAY OF May, 1980.

A RESOLUTION AUTHORIZING AGREEMENT WITH THE MIAMI VALLEY REGIONAL PLANNING COMMISSION, ON BEHALF OF THE MONTGOMERY-GREENE COUNTY TRANSPORTATION AND DEVELOPMENT PLANNING PROGRAM TO PROVIDE FOR PARTICIPATION AND COOPERATION BETWEEN AND AMONG THE BOARDS OF COUNTY COMMISSIONERS AND CITY AND VILLAGE COUNCILS WITHIN THE MONTGOMERY-GREENE COUNTY AREA IN THE MAINTENANCE AND OPERATION OF THE MONTGOMERY-GREENE COUNTY TRANSPORTATION AND DEVELOPMENT PLANNING PROGRAM.

WHEREAS, the public interest demands that an organization be maintained to meet the needs for the continuing transportation planning process as required by 23 U.S. Code 134 and 49 U.S. Code 1602 (a) (1), 1603 (a), and 1604 (g) (1), and further by the Code of Federal Regulations, Part 450, Subparts A and C, or as may be modified, and

WHEREAS, the Transportation Coordinating Committee of the Montgomery-Greene County Transportation and Development Planning Program has been designated by the Governor of Ohio as the Metropolitan Planning Organization, as defined in the U.S. Codes referenced above, to meet and carry out the requirements of the law, and

WHEREAS, the Transportation Coordinating Committee is the governing board of the Montgomery-Greene County Transportation and Development Planning Program, taking all final actions on its behalf, and

WHEREAS, the Miami Valley Regional Planning Commission has been designated as the administrative handling agent for the Montgomery-Greene County Transportation and Development Planning Program, and

WHEREAS, for the Transportation Coordinating Committee to be effective in the transportation decision-making and policy-process, it should, to the greatest extent practical, be composed of, or responsible to elected officials.

NOW, THEREFORE

THE MUNICIPALITY OF CENTERVILLE HEREBY RESOLVES:

SECTION 1. That the City of Centerville, Ohio, does hereby enter into an agreement and pledge its financial support and cooperation to and with other Boards of County Commissioners and City and Village Councils within the Montgomery-Greene County area and such other such member municipalities and/or counties as may from time to time similarly desire to cooperate in the financial maintenance and operation of the Montgomery-Greene County Transportation and Development Planning Program.

SECTION 2. That the Montgomery-Greene County Transportation and Development Planning Program is hereby authorized to carry out the continuing transportation planning process in conformance with its annually approved Urban Transportation Planning Prospectus and Work Program and Budget.

SECTION 3. That in addition to the preparation of the Prospectus and Annual Work Program and Budget, the Montgomery-Greene County Transportation and Development Planning Program is hereby authorized to prepare a periodically updated, annually reaffirmed Transportation Plan, an Annual Report, an annually updated Program of Projects, and other such documents as may be required from time to time.

SECTION 4. That the Miami Valley Regional Planning Commission, as administrative handling agent for the Montgomery-Greene County Transportation and Development Planning Program, is hereby authorized to negotiate contracts and agreements and to receive, hold, and expend funds on behalf of the Montgomery-Greene County Transportation and Development Planning Program.

SECTION 5. That in compliance with and as a part of the adoption of this Resolution, the City of Centerville, Montgomery County, Ohio, does also agree to maintain its membership in said Montgomery-Greene County Transportation and Development Planning Program, as a financial participant in the Montgomery-Greene County Transportation and Development Planning Program.

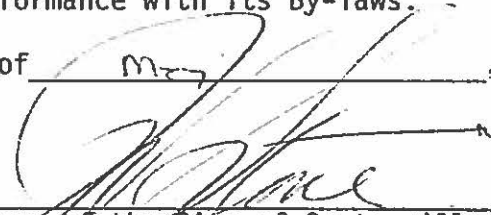
SECTION 6. That any financial participant municipality or county commission of any cooperating agency may withdraw its financial participation hereunder at any time by a resolution to do so and delivering a certified copy thereof approved by the legislative body of said city, village, or county to the Executive Director of the Montgomery-Greene County Transportation and Development Planning Program, at least three hundred sixty-five (365) days prior to the actual date of withdrawal. Such withdrawal of financial participation shall be effective on the three hundred sixty-sixth (366th) day from the day the Executive Director acknowledges receipt of the certified copy of the resolution to withdraw. The presentation of the resolution to withdraw financial participation shall not relieve the withdrawing party of its obligations to contribute its share of the cost for the year in which the financial participation withdrawal occurs, nor shall it withdraw its area from the Montgomery-Greene County study area.

SECTION 7. That these terms of financial participation and cooperation shall take effect immediately upon their adoption and certification by the legislative body of said city, village, or county.

SECTION 8. That the Executive Director of Montgomery-Greene County Transportation and Development Program shall, upon receipt of the duly adopted and certified resolution, thereafter include said political subdivision as a full member in the Montgomery-Greene County Transportation and Development Planning Program with all rights and privileges thereto,


SECTION 9. That the Council of the City of Centerville, Montgomery County, Ohio, is entitled to and shall appoint a duly authorized representative or representatives to the Montgomery-Greene County Transportation and Development Planning Program in conformance with its By-laws.

PASSED this 5th day of May, 1980.



Mayor of the City of Centerville, Ohio

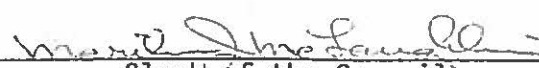
ATTEST:



Clerk of the Council of the City
of Centerville, Ohio

CERTIFICATE

The undersigned, Clerk of the Council of the City of Centerville, Ohio, hereby certifies the foregoing to be a true and correct copy of Resolution Number 21-80, passed by the Council of the City of Centerville, Ohio, on the 5th day of May, 1980.



Clerk of the Council

Approved as to form, consistency with existing ordinances, the charter and constitutional provisions.

Department of Law
Robert N. Farquhar
Municipal Attorney