

# RECORD OF ORDINANCES

Ordinance No. 2002-37

Passed July 23, 2002

**AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH THE OHIO RAIL DEVELOPMENT COMMISSION FOR THE PURPOSE OF RECEIVING FINANCIAL SUPPORT IN THE AMOUNT OF FIFTY PERCENT (50%) OF THE COST TO INSTALL PEDESTRIAN GATES AT THE RAILROAD CROSSINGS OF SELDOM SEEN ROAD, WEST OLENTANGY STREET AND SOUTH LIBERTY STREET**

**WHEREAS**, the City of Powell desires to create safe pedestrian crossings of the railroad tracks alongside existing roadways, and

**WHEREAS**, the Ohio Rail Development Commission has committed to paying for fifty percent (50%) of the costs to install pedestrian gates at the railroad crossings at Seldom Seen Road, West Olentangy Street and South Liberty Street, and

**WHEREAS**, the Council of the City of Powell desires to enter into an agreement with the Ohio Rail Development Commission for the purpose of committing to this project.

**NOW THEREFORE BE IT ORDAINED BY THE MUNICIPALITY OF POWELL, DELAWARE COUNTY, OHIO AS FOLLOWS:**

Section 1: That the City Manager is hereby authorized to enter into an agreement with the Ohio Rail Development Commission for the purpose of receiving fifty percent (50%) of the cost to install pedestrian gates at the railroad crossings of Seldom Seen Road, West Olentangy Street, and South Liberty Street.

Section 2: That the City Council will provide within the Fiscal Year 2003 budget an amount that will be the City's portion of the funds required to accomplish this project.

Section 3: That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of the Council and that all deliberations of the Council and any of the decision making bodies of the Municipality of Powell which resulted in such formal actions were in meetings open to the public in compliance with all legal requirements of the Municipality of Powell, Delaware County, Ohio.

Section 4: That this Ordinance shall take effect at the earliest period allowed by law.

**VOTE ON RULE SUSPENSION:** Y 5 N 0

**VOTE ON ORDINANCE 2002-37:** Y 5 N 0

Art Schultz Date 8/6/02  
Mayor

Dawn Nauman Date 7/31/02  
Clerk of Council

This ordinance or resolution has been read in three (3) public places as defined in ordinance 94-11 dated 4-2-94 on this date 8/6/02  
Dawn Nauman  
Clerk of Council