

BCRTA Resolution No. 25-04-02

Amending BCRTA Resolution 24-10-04 Authorizing the Butler County Regional Transit Authority (BCRTA) Executive Director to Enter into a Memorandum of Understanding with the City of Middletown.

Whereas the City of Middletown and the BCRTA desire to remove the City and establish BCRTA as the designated recipient for all federal transit funds for the benefit of the Middletown Urbanized Area. This means BCRTA will permanently assume and perform all FTA related transit responsibilities for the Middletown Urbanized Area; and

Whereas designated recipients are defined in Chapter 49, Section 5302(5) of the United States Code as either “an entity... in accordance with the planning process under sections 5303 and 5304, by the Governor of a State, responsible local officials, and publicly owned operators of public transportation, to receive and apportion amounts under section 5336 to urbanized areas of 200,000 or more in population” OR a “state or regional authority, if the authority is responsible under the laws of a state for a capital project and for financing and directly providing public transportation”; and

Whereas the “Middletown Urbanized Area” is the urban area delineated after each decennial census for the purpose of tabulating and presenting data for the urban and rural population and housing within the United States as most recently defined by the US Department of Commerce Census Bureau in 87 FR 80114, Docket 2022-28286; and

Whereas the City of Middletown is presently the designated recipient entity for federal transit funds for the Middletown urbanized area; and

Whereas BCRTA is a designated recipient of federal transit funds from the FTA separate and apart from the City’s designated recipient status; and

Whereas the United States Department of Transportation (DOT), through the Federal Transit Administration (FTA), only awards federal transit funds through grant awards to direct or designated recipients; and

Whereas the Middletown City Council, by unanimous vote, approved Resolution R2025-06, establishing the Butler County Regional Transit Authority as the designated recipient of Federal Transit Authority funds and Ohio Department of Transportation funds benefitting the Middletown Urbanized Area on March 18, 2025.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees for the Butler County Regional Transit Authority that:

Section 1: The BCRTA Executive Director is authorized enter in to a Memorandum of Understanding with the City of Middletown for the specific purpose of removing the City and establishing BCRTA as the designated recipient for all federal transit funds for the benefit of the Middletown Urbanized Area, as adopted by the City of Middletown City Council on March 18, 2025.

SECTION 2: All prior legislation, or any parts thereof, which is/are inconsistent with this Resolution is/are hereby repealed as to the inconsistent part thereof.

SECTION 3: It is hereby found and determined that all formal actions of this Board concerning and relating to the adoption of this Resolution were adopted in an open meeting of the Board, and that all deliberations of this Board and any of its committees that resulted in such formal actions were in meeting open to the public, in compliance with all legal requirements of the laws of the State of Ohio.

Adopted: April 16, 2025

Christopher Lawson, President

Matthew Dutkevicz, Executive Director