**THE UNIVERSITY OF TOLEDO BOARD OF TRUSTEES**

**RESOLUTION NO. 16-05-03**

**AUTHORIZATION TO TRANSFER JURISDICTION OF PROPERTY**

**AND ENGAGE IN COLLABORATIVE DESIGN**

**FOR THE BANCROFT ROADWAY IMPROVEMENT PROJECT**

WHEREAS, the Bancroft Street corridor serves as a major connector between The University of Toledo Main Campus, The City of Toledo’s central business district, and the western areas of Lucas County; and

WHEREAS, The University of Toledo remains committed to enhancing the quality of place through community partnerships designed to transform and revitalize areas on and adjacent to the Main Campus; and

WHEREAS, The City of Toledo is planning the full reconstruction of Bancroft Street from Secor Road to Parkside Boulevard with construction starting in the summer of 2017, and with the reconstruction of the portion of Bancroft Street between Campus Road and Westwood Avenue scheduled for 2018 (the “Bancroft Roadway Improvement Project” or “Project”); and

WHEREAS, The City of Toledo, working closely with The University of Toledo, is developing a layout and design for the Project, including bike lanes, lay-by parking, and landscaped median islands, which will benefit the campus and surrounding community, and which will be formalized by mutual, written agreement pertaining to this project to be executed by the University and the City; and

WHEREAS, the improvements within the Bancroft Street corridor will enhance the safety and operations of the roadway for all types of users (pedestrians, bicyclists, transit riders, and vehicular traffic) while also revitalizing the corridor; and

WHEREAS the aforementioned improvements necessitate that The City of Toledo be afforded temporary right of access to fractional portions of University-owned property during the Project construction period; and

WHEREAS, the aforementioned improvements necessitate that The City of Toledo be afforded permanent, exclusive rights to fractional portions of University-owned property; and

WHEREAS, it is The University of Toledo’s desire to transfer jurisdiction of fractional portions of four (4) separate parcels of property totaling approximately .827 acres of land (“Property”) (described and depicted on Exhibit "A" attached hereto) to the Ohio Department of Transportation (“ODOT”) to facilitate transfer of ownership of the Property to The City of Toledo for the Bancroft Roadway Improvement Project; and

WHEREAS, Section 5501.46 of the Ohio Revised Code permits the University, without competitive bidding, to transfer real property to ODOT for such consideration as is mutually agreed, following approval of the state Controlling Board if necessary; and

WHEREAS, the Bylaws of the Board of Trustees No. 3364-1-02(E)(1)(b) states that a majority of all then existing members of the Board must make or ratify a contract for the disposal of real estate of The University of Toledo.

NOW, THEREFORE, BE IT RESOLVED,

that The University of Toledo Board of Trustees hereby authorizes the President to execute a Transfer of Jurisdiction, as prepared by the Ohio Department of Administrative Services, thereby authorizing the conveyance of the Property to the Ohio Department of Transportation to facilitate transfer of ownership of the Property to The City of Toledo for the Bancroft Roadway Improvement Project; and

BE IT FURTHER RESOLVED,

that The University of Toledo Board of Trustees authorizes the President, in advance of execution of a Transfer of Jurisdiction, to negotiate and execute a formal agreement with The City of Toledo and any and all other documents necessary or incidental to effectuate the collaborative layout and design for the Bancroft Roadway Improvement Project, including bike lanes, lay-by parking, and landscaped median islands to inure to the benefit of The University of Toledo and the surrounding community.