

1 RESOLUTION NO. 2018-015

2  
3 SPONSOR Ms. Shapiro

4  
5 DATE January 29, 2018

COMMITTEE Public Works

6  
7 **A Resolution authorizing the County Executive to execute any documents necessary for the**  
8 **County to participate in a project for the improvement of Canton Road, County Route 66,**  
9 **at the intersection of US 224 and State Route 91, located in the Village of Lakemore and**  
10 **Springfield Township, in Council District 8, for a total estimated cost of \$8,069,381.82, with**  
11 **the County's share of the cost of the project an estimated amount of \$701,840.72, and**  
12 **authorizing the Director of the Ohio Department of Transportation to administer the**  
13 **project, for the Engineer, and declaring an emergency.**

14  
15 WHEREAS, the Ohio Department of Transportation ("ODOT") and the County Engineer  
16 have identified the need for widening and safety improvements along Canton Road, County  
17 Route 66, at the intersection of US 224 and State Route 91, Project Identification Number 89113  
18 (the "Project") located in the Village of Lakemore and Springfield Township, in Council District  
19 8; and

20  
21 WHEREAS, the County of Summit owns and maintains the southern leg of the above  
22 referenced intersection and ODOT owns and maintains the northern, eastern, and western legs of  
23 the intersection; and

24  
25 WHEREAS, ODOT will act as the lead administrator and administer the Project; and

26  
27 WHEREAS, the Project's cost is currently estimated at \$8,069,381.82, with the County's  
28 share of the cost of the Project an estimated amount of \$701,840.72; and

29  
30 WHEREAS, ODOT has requested authorizing legislation, pursuant to Ohio Revised  
31 Code Section 5521.01, giving the Director of ODOT the authority to administer the Project; and

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33 WHEREAS, this Council has determined by reviewing all pertinent information that it is  
34 necessary and in the best interest of the County of Summit to authorize the Executive to execute  
35 any documents necessary for the County to participate in the Project and to authorize the  
36 Director of ODOT to administer the Project;

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38 NOW, THEREFORE, BE IT RESOLVED by the Council of the County of Summit, State  
39 of Ohio, that;

40  
41 SECTION 1

42  
43 The County Executive is hereby authorized to execute any documents necessary for the  
44 County to participate in the improvement of Canton Road, County Route 66, at the intersection  
45 of US 224 and State Route 91, Project Identification Number 89113 (the "Project") located in the  
46 Village of Lakemore and Springfield Township, in Council District 8, for a total estimated cost  
47 of \$8,069,381.82, with the County's share of the cost of the Project an estimated amount of  
48 \$701,840.72. The County of Summit gives consent to the Director of the Ohio Department of  
49 Transportation ("ODOT") to administer the Project.  
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4 SECTION 2

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6 The County of Summit agrees to participate in the cost of construction within Springfield  
7 Township limits, in Council District 8, and equally matched by ODOT at the same percentages  
8 as follows:

- 9  
10 At Five Percent (5%) for Safety Funds,  
11 At Ten Percent (10%) for Metropolitan Planning Organization Surface Transportation  
12 Funds,  
13 At Fifty Percent (50%) for the balance of the Project over all federal maximum amounts.  
14

15 The County of Summit further agrees that Springfield Township and the Village of  
16 Lakemore will pay One Hundred Percent (100%) of the cost of those features requested by  
17 Springfield Township and the Village of Lakemore which are determined by the State and  
18 Federal Highway Administration to be unnecessary for the Project.  
19

20 The County of Summit further agrees that change order and extra work contracts required  
21 to fulfill the construction contracts shall be processed as needed. The State shall not approve a  
22 change order or extra work contract until it first gives notice, in writing, to the County of  
23 Summit. The County of Summit shall contribute its share of the cost of these items in  
24 accordance with other sections herein.  
25

26 SECTION 3

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28 Upon completion of the Project, and unless otherwise agreed, the County of Summit  
29 shall: (1) provide adequate maintenance for the Project in accordance with all applicable state  
30 and federal law, including but not limited to, 23 United States Code Section 116; (2) provide  
31 ample financial provisions, as necessary for the maintenance of the Project; (3) maintain the  
32 right-of-way, keeping it free of obstructions; and (4) hold said right-of-way inviolate for public  
33 highway purposes except for the sidewalk, street lighting, and landscaping, which shall be  
34 maintained by Springfield Township.  
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36 SECTION 4

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38 The County of Summit agrees that if Federal Funds are used to pay the cost of any  
39 consultant contract, the County of Summit shall comply with 23 Code of Federal Regulations  
40 Chapter Part 172 in the selection of its consultant and the administration of the consultant  
41 contract. Further the County of Summit agrees to incorporate ODOT's "Specifications for  
42 Consulting Services" as a contract document in all of its consultant contracts. The County of  
43 Summit agrees to require, as a scope of services clause, that all plans prepared by the consultant  
44 must conform to ODOT's current design standards and that the consultant shall be responsible  
45 for ongoing consultant involvement during the construction phase of the Project. The County of  
46 Summit agrees to include a completion schedule acceptable to ODOT and to assist ODOT in  
47 rating the consultant's performance through ODOT's Consultant Evaluation System.  
48

1 RESOLUTION NO. 2018-015

2 PAGE TWO

3  
4 SECTION 5

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6 This Resolution is hereby declared an emergency in the interest of the health, safety, and  
7 welfare of the citizens of Summit County, and for the further reason that it expedite a highway  
8 project that promotes safety in Council District 8.

9  
10 SECTION 6

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12 Provided this Resolution receives the affirmative vote of eight members, it shall take  
13 effect immediately upon its adoption and approval by the Executive; otherwise, it shall take  
14 effect and be in force at the earliest time provided by law.

15  
16 SECTION 7

17  
18 It is found and determined that all formal actions of this Council concerning and relating  
19 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all  
20 deliberations of this Council and of any of its committees that resulted in such formal action,  
21 were in meetings open to the public, in compliance with all legal requirements, including Section  
22 121.22 of the Ohio Revised Code.

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25 INTRODUCED January 8, 2018

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27  
28 ADOPTED January 29, 2018

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32 CLERK OF COUNCIL

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36 PRESIDENT OF COUNCIL

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38 APPROVED January 30, 2018

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41   
42 EXECUTIVE

43  
44  
45 January 30, 2018

46 ENACTED EFFECTIVE

Voice Vote: 11-0 YES: Crawford, Dickinson, Donofrio, Feeman, Hamilton, Koehler, Prentice, Rodgers, Schmidt, Walters, Wilhite