

1 RESOLUTION NO. 2018-379

2  
3 SPONSOR Ms. Shapiro

4  
5 DATE October 15, 2018 COMMITTEE Public Works

6  
7 **A Resolution authorizing the County Executive to execute an Intergovernmental**  
8 **Agreement with the Summit County Transportation Improvement District for the use of**  
9 **State Fiscal Year 2019 Transportation Improvement District Supplemental Funding from**  
10 **the Ohio Department of Transportation for the Cleveland Massillon Road at Ghent Road**  
11 **Project in Bath Township, in Council District 5, in the amount of \$202,500.00, for the**  
12 **Engineer, and declaring an emergency.**

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14 WHEREAS, the County intends to reconstruct the intersection of Cleveland Massillon  
15 Road at Ghent Road located in Bath Township, Council District 5, primarily through the  
16 reconstruction/replacement of the traffic signal at the intersection and the addition of a separate  
17 northbound right turn lane from Cleveland Massillon Road onto eastbound Ghent Road (the  
18 "Project"); and

19  
20 WHEREAS, this Council previously adopted Resolution No. 2018-207, which authorized  
21 the County Executive to execute a Cooperative Agreement with the Embassy Park Landowners'  
22 Association ("Association") and Bath Township to provide for financial contributions to the  
23 Project and to define the roles and responsibilities of the parties in constructing the Project; and

24  
25 WHEREAS, this Council subsequently adopted Resolution No. 2018-311, which  
26 authorized the County Executive to execute a Revised Cooperative Agreement to restructure the  
27 order of the payment of the costs of the Project by the parties; and

28  
29 WHEREAS, the Summit County Transportation Improvement District ("SCTID")  
30 authorized the Chairperson to execute a Jobs and Commerce Economic Development Agreement  
31 and any other documents necessary to accept the award of State Fiscal Year 2019 Transportation  
32 Improvement District Supplemental Funding from the Ohio Department of Transportation  
33 ("ODOT") for the Project, in the amount of \$202,500.00; and

34  
35 WHEREAS, the County Executive and the County Engineer wish to enter into an  
36 Intergovernmental Agreement with the SCTID for the use of State Fiscal Year 2019  
37 Transportation Improvement District Supplemental Funding from ODOT for the Project; and

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39 WHEREAS, this Council finds and determines, after reviewing all pertinent information,  
40 that it is necessary and in the best interest of the County of Summit to authorize the County  
41 Executive to execute the aforementioned Intergovernmental Agreement with the SCTID for the  
42 use of State Fiscal Year 2019 Transportation Improvement District Supplemental Funding from  
43 ODOT for the Project;

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45 NOW, THEREFORE, BE IT RESOLVED, by the Council of the County of Summit,  
46 State of Ohio, that:

47  
48 SECTION 1

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50 The County Executive is hereby authorized to execute an Intergovernmental Agreement  
51 with the Summit County Transportation Improvement District ("SCTID") for the use of State

1 RESOLUTION NO. 2018-379

2 PAGE TWO

3  
4 SECTION 1 ("Cont.")

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6 Fiscal Year 2019 Transportation Improvement District Supplemental Funding from the Ohio  
7 Department of Transportation for the Cleveland Massillon Road at Ghent Road Project in Bath  
8 Township (the "Project"), in Council District 5, in the amount of \$202,500.00, a copy of which is  
9 attached hereto as Exhibit A and incorporated fully herein, with such modifications and revisions  
10 as shall be in furtherance of the provisions of said Intergovernmental Agreement and not  
11 substantially adverse to the County, all of which shall be conclusively evidenced by the  
12 execution thereof by the County Executive. The County Executive is further authorized to  
13 execute any necessary documents related to State Fiscal Year 2019 Transportation Improvement  
14 District Supplemental Funding concerning the Project.

15  
16 SECTION 2

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18 This Resolution is hereby declared to be an emergency in the interest of the health,  
19 safety, and welfare of the citizens Summit County, and for the further reason to immediately  
20 authorize the County Executive to execute said Intergovernmental Agreement with the SCTID to  
21 obtain additional funding to reduce traffic congestion in and around Bath Township.

22  
23 SECTION 3

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

28  
29 SECTION 4

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31 It is found and determined that all formal actions of this Council concerning and relating  
32 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all  
33 deliberations of this Council and of any of its committees that resulted in such formal action,  
34 were in meetings open to the public, in compliance with all legal requirements, including Section  
35 121.22 of the Ohio Revised Code.

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38 INTRODUCED September 24, 2018

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40 ADOPTED October 15, 2018

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44 CLERK OF COUNCIL

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50 PRESIDENT OF COUNCIL

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52 APPROVED October 16, 2018

53 EXECUTIVE

54 ENACTED EFFECTIVE October 16, 2018

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