

1 RESOLUTION NO. 2019-479

2
3 SPONSOR Ms. Shapiro

4
5 DATE January 27, 2020

COMMITTEE: Public Works

6
7 **A Resolution authorizing the County Executive to execute a Local Public Agency**
8 **agreement with the State of Ohio, through the Department of Transportation, to conduct a**
9 **study of guardrail location and pavement marking, with associated software costs included,**
10 **for an estimated total study cost not to exceed \$41,000.00, for the Engineer, and declaring**
11 **an emergency.**

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13 WHEREAS, Federal Safety Funds are available from the Federal Highway
14 Administration to conduct a study of guardrail and pavement marking along 200 miles of County
15 Highways and including any associated software costs, and said study has been identified by the
16 County Engineer's Office and the Ohio Department of Transportation as Study Identification
17 Number 110515 (herein after referred to as the "Study"); and

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19 WHEREAS, the estimated total cost of the Study is \$41,000.00; and

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21 WHEREAS, Federal Safety Funds have been awarded to the County Engineer's office
22 for a grant to fund up to 90% of the Study costs, in an amount not to exceed \$36,900.00, with the
23 County Engineer's Office being responsible to provide the remaining funds necessary for the
24 Study's costs; and

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26 WHEREAS, the State of Ohio, through the Ohio Department of Transportation
27 ("ODOT"), and the County Engineer desire to enter into a Local Public Agency ("LPA")
28 agreement, to confirm the Study's costs and to designate the County of Summit as the lead
29 agency for administration of the Study; and

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31 WHEREAS, Sections 5501.03(D) and 5543.01 of the Ohio Revised Code, as well as
32 Article II, Section 2.03(5) of the County of Summit Charter, allow execution of such LPA
33 agreements, subject to the approval of this Council; and

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35 WHEREAS, said LPA Agreement will provide: (i) that the estimated cost of the Study is
36 \$41,000.00; (ii) that ODOT shall provide to the County as the LPA up to 90% of eligible Study
37 costs, in an amount not to exceed \$36,900.00 in Federal Safety Program funds; and (iii) that the
38 County, as the LPA, will provide the remaining funds necessary to pay for the Study's costs; and

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40 WHEREAS, this Council has determined, by reviewing all pertinent information, that it
41 is necessary and in the best interest of the County of Summit to authorize the County Executive
42 to execute the aforementioned LPA agreement with ODOT;

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

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1 RESOLUTION NO. 2019-479

2 PAGE TWO

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4 SECTION 1

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6 The County Executive is hereby authorized to execute a Local Public Agency ("LPA")
7 agreement with the State of Ohio, through the Department of Transportation ("ODOT"), to
8 conduct a study of guardrail and pavement marking, including associated software costs,
9 identified as Study Identification Number 110515 (the "Study"), a copy of which is attached
10 hereto as Exhibit A and incorporated fully herein, with such modifications and revisions as shall
11 be in furtherance of the provisions of said LPA agreement and not substantially adverse to the
12 County, all of which shall be conclusively evidenced by the execution thereof by the County
13 Executive. Upon federal authorization from ODOT, the County may commence the
14 administration of the Study, with the award of the Study subject to applicable Codified
15 Ordinances of the County of Summit, said Ordinances requiring authorization of such an award
16 by the Board of Control and/or County Council.

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18 SECTION 2

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20 This Resolution is hereby declared an emergency in the interest of the health, safety and
21 welfare of the residents of the County of Summit, and for the further reason that it immediately
22 completes a prerequisite to accept funds needed for safe and convenient travel within the County.

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24 SECTION 3

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

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30 SECTION 4

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32 It is found and determined that all formal actions of this Council concerning and relating
33 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all
34 deliberations of this Council and of any of its committees that resulted in such formal action,
35 were in meetings open to the public, in compliance with all legal requirements, including Section
36 121.22 of the Ohio Revised Code.

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39 INTRODUCED December 9, 2019

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42 ADOPTED January 27, 2020

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46 CLERK OF COUNCIL

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52 PRESIDENT OF COUNCIL

APPROVED January 28, 2020

EXECUTIVE

January 28, 2020
ENACTED EFFECTIVE

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