

1 RESOLUTION NO. 2019-113

2
3 SPONSOR Ms. Shapiro

4
5 DATE April 1, 2019

COMMITTEE Public Works

6
7 **A Resolution authorizing the County Executive to execute an agreement with the Ohio**
8 **Department of Transportation to undertake improvements to the intersection of Copley**
9 **Road (State Route 162) and Cleveland Massillon Road (County Route 17), located in**
10 **Copley Township, in Council District 5, at an estimated cost to the County not to exceed**
11 **\$6,436.86, and requesting the Director of Transportation to proceed with the project, for**
12 **the Engineer, and declaring an emergency.**

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14 WHEREAS, the Ohio Department of Transportation (“ODOT”) and the County Engineer
15 have identified the need for safety improvements to the intersection of Copley Road (State Route
16 162) and Cleveland Massillon Road (County Route 17), located in Copley Township, in Council
17 District 5, including the installation of an Eastbound left turn lane on Copley Road, and a
18 Southbound right turn lane on Cleveland Massillon Road to reduce traffic congestion, Project
19 Identification No. 103171 (the “Project”); and

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21 WHEREAS, the County owns and maintains Cleveland Massillon Road and ODOT owns
22 and maintains all portions of Copley Road at the intersection; and

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24 WHEREAS, pursuant to Resolution 2018-129, adopted on April 16, 2018, this Council
25 authorized the County’s participation in the Project with the understanding that the Project will
26 be administered by ODOT; and

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28 WHEREAS, following adoption of the aforementioned Resolution, the Ohio Director of
29 Transportation has caused to be made detailed plans and specifications and an estimate of cost
30 and expense for undertaking the Project, and has transmitted copies of same to the County
31 Engineer; and

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33 WHEREAS, the estimated cost of the County’s portion of the Project is \$6,436.86, and
34 the agreement with ODOT for undertaking the Project provides that County’s costs shall be
35 adjusted based on actual costs of the Project; and

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37 WHEREAS, pursuant to the agreement with ODOT, the County agrees to assume and
38 bear one hundred percent (100%) of the entire cost of the County-owned portion of the Project,
39 less the amount of Federal-Aid funds set aside by the Director of Transportation for the financing
40 of the Project from funds allocated by the Federal Highway Administration, U.S. Department of
41 Transportation; and

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43 WHEREAS, ODOT has requested final authorizing legislation giving the Ohio Director
44 of Transportation the authority to proceed with the Project as designed, and further authorizing
45 the County Executive to execute the agreement with ODOT to undertake the Project and to
46 provide payment of the agreed upon portion of the cost of the Project; and
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4 WHEREAS, this Council has determined by reviewing all pertinent information that it is
5 necessary and in the best interest of the County of Summit to authorize the County Executive to
6 execute an agreement with the Ohio Department of Transportation to undertake the Project, and
7 to further request the Ohio Director of Transportation to proceed with the Project as designed.

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9 NOW, THEREFORE, BE IT ORDAINED by the Council of the County of Summit, State
10 of Ohio, that;

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12 SECTION 1

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14 The County Executive is hereby authorized to execute an agreement with the Ohio
15 Department of Transportation to undertake the improvements to the intersection of Copley Road
16 (State Route 162) and Cleveland Massillon Road (County Route 17), located in Copley
17 Township, in Council District 5 (the "Project"), at an estimated cost to the County not to exceed
18 \$6,436.86, a copy of which is attached hereto as Exhibit A and incorporated fully herein, with
19 such modifications and revisions as shall be in furtherance of the provisions of said contract, and
20 not substantially adverse to the County, all of which shall be conclusively evidenced by the
21 execution thereof by the County Executive.

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23 SECTION 2

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25 On behalf of the County, this Council hereby gives its consent to the Ohio Director of
26 Transportation to proceed with Project. The County of Summit agrees to pay the estimated sum
27 of \$6,436.86 to the Ohio Department of Transportation.

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29 SECTION 3

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31 The Clerk of Council shall provide a fully executed copy of this Resolution to the Ohio
32 Director of Transportation.

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34 SECTION 4

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36 This Resolution is hereby declared an emergency in the interest of the health, safety, and
37 welfare of the residents of Summit County, and for the further reason that it immediately
38 authorizes the County Executive to execute the aforementioned contract and make necessary
39 payment arrangements so that the Project may timely proceed.

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41 SECTION 5

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

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2 PAGE THREE

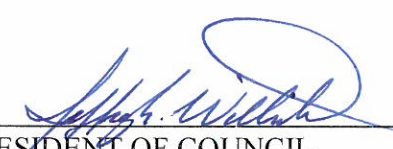
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4 SECTION 6

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6 It is found and determined that all formal actions of this Council concerning and relating
7 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all
8 deliberations of this Council and of any of its committees that resulted in such formal action,
9 were in meetings open to the public, in compliance with all legal requirements, including Section
10 121.22 of the Ohio Revised Code.

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13 INTRODUCED March 18, 2019

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16 ADOPTED April 1, 2019

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20 CLERK OF COUNCIL

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PRESIDENT OF COUNCIL

23 APPROVED April 2, 2019

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27 EXECUTIVE

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30 April 2, 2019

31 ENACTED EFFECTIVE

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