

1 RESOLUTION NO. 2021-069

2
3 SPONSOR Executive Shapiro

4
5 DATE March 29, 2021 COMMITTEE Public Works

6
7 **A Resolution authorizing the Executive to enter into an intergovernmental agreement with**
8 **the City of Akron concerning the resurfacing of Smith Road, located in the City of Akron**
9 **and Bath Township, in Council District 4, for the Engineer, and declaring an emergency.**

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11 WHEREAS, the Engineer has determined Smith Road from just east of Lake of the
12 Woods Boulevard to the east side of Sand Run Road, located in the City of Akron and Bath
13 Township, is in need of resurfacing (the "Project"); and

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15 WHEREAS, the Engineer has secured federal Surface Transportation Black Grant funds
16 in the amount of \$700,000.00 which requires a 20% local match for the construction of the
17 Project; and

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19 WHEREAS, the Project is approximately 1.2 miles long with 20% of the paved surface in
20 the City of Akron and 80% of the paved surface in Bath Township; and

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22 WHEREAS, the County will pay 80% and the City of Akron will pay 20% of the Project
23 costs not covered by the Grant funds, which are estimated to be \$392,558.00 and \$98,140.00,
24 respectively; and

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26 WHEREAS, it is necessary for the parties to execute an intergovernmental agreement to
27 set forth the rights and duties of the parties concerning the design and construction of the Project,
28 as detailed in Exhibit A; and

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30 WHEREAS, this Council has determined by reviewing all pertinent information that it is
31 necessary and in the best interest of the County of Summit to authorize the Executive to enter
32 into an intergovernmental agreement with the City of Akron for the aforementioned Project;

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

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37 SECTION 1

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39 The Executive is hereby authorized to execute said intergovernmental agreement and any
40 other necessary related documents with the City of Akron to outline responsibilities and financial
41 contributions for the Smith Road Resurfacing Project. The final agreement will be substantially
42 in the form of the agreement attached hereto as Exhibit A and incorporated herein as if fully
43 restated, with such modifications and revisions as shall be in furtherance of the provisions of said
44 intergovernmental agreement and not substantially adverse to the County, all of which shall be
45 conclusively evidenced by the execution thereof by the Executive.
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1 RESOLUTION NO. 2021-069

2 PAGE TWO

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5 SECTION 2

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7 This Resolution is hereby declared an emergency in the interest of the health, safety and
8 welfare of the residents of the County of Summit, and for the further purpose to immediately
9 allow the Executive to execute said agreement and allow the City of Akron and the Engineer to
10 proceed with a needed road improvement.

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12 SECTION 3

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

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18 SECTION 4

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20 It is found and determined that all formal actions of this Council concerning and relating
21 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all
22 deliberations of this Council and of any of its committees that resulted in such formal action,
23 were in meetings open to the public, in compliance with all legal requirements, including Section
24 121.22 of the Ohio Revised Code.

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27 INTRODUCED March 15, 2021

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30 ADOPTED March 29, 2021

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34 CLERK OF COUNCIL

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PRESIDENT OF COUNCIL

APPROVED March 30, 2021

EXECUTIVE

March 30, 2021
ENACTED EFFECTIVE

Voice Vote - YES: 10-0: Darrow, DeVitis, Dickinson, Donofrio,
McKenney, Rodgers, Schmidt, Sims, Walters, Wilhite
ABSENT: Feeman