

1 RESOLUTION NO. 2010-191

First Reading Passage Requested
(T. Tuskas)

2
3 SPONSOR Mr. Pry

4
5 DATE April 26, 2010

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, for bridge**
9 **load ratings of the North Main Street Bridge over the Cuyahoga River (High Level Bridge)**
10 **located in the cities of Akron and Cuyahoga Falls, the Bath Nature Trail over North Fork**
11 **located in Bath Township, and the Vanderhoof Road Bridge over the Tuscarawas River**
12 **located in the City of New Franklin, Council Districts 1, 2, 4 and 7, at a cost not to exceed**
13 **\$166,163.00, for the Engineer, and declaring an emergency.**

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15 WHEREAS, the County Engineer finds a public need for performing bridge load ratings
16 on the North Main Street Bridge over the Cuyahoga River, the Bath Nature Trail over North
17 Fork, and the Vanderhoof Road Bridge over the Tuscarawas River in the interest of public
18 safety; and

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20 WHEREAS, the Fracture Critical Bridge Load Rating Project ("Project") has been
21 selected for federal funding having received Federal High Administration ("FHWA") approval;
22 and

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24 WHEREAS, the Project's estimated cost is \$166,163.00; and

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26 WHEREAS, the Ohio Department of Transportation ("ODOT") shall provide the Local
27 Public Agency 80% of the eligible costs, up to a maximum of \$132,930.40; and

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29 WHEREAS, the Engineer plans to provide the remainder of the Project's cost, in an
30 amount not to exceed \$33,232.60; and

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32 WHEREAS, ODOT and the Engineer desire to enter into a Local Public Agency ("LPA")
33 agreement, to confirm the Project's cost and to designate the County of Summit as the lead
34 agency for administration of consultant selection of the Project; and

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36 WHEREAS, Sections 5501.03 (c) and 5543.01 of the Ohio Revised Code, as well as
37 Article II, Section 2.03(5) of the County Charter allow execution of such agreements, subject to
38 the approval of this Council; and

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40 WHEREAS, no funds will be expended for the Project until and unless authorized by
41 separate resolution; and

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43 WHEREAS, this Council has determined by reviewing all pertinent information that
44 authorizing the Executive to execute the aforementioned LPA agreement with ODOT is
45 necessary and in the best interest of the County of Summit;

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

1 RESOLUTION NO. 2010-191

2 PAGE TWO

3
4 SECTION 1

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6 The County Executive is hereby authorized to execute a Local Public Agency agreement
7 with the State of Ohio, through the Department of Transportation, for bridge load ratings of the
8 North Main Street Bridge over the Cuyahoga River (High Level Bridge) located in the cities of
9 Akron and Cuyahoga Falls, the Bath Nature Trail over North Fork located in Bath Township,
10 and the Vanderhoof Road Bridge over the Tuscarawas River located in the City of New Franklin,
11 Council Districts 1, 2, 4 and 7.

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13 SECTION 2

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15 The terms of said agreement shall include the following:

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17 a. That the parties estimate the Project's cost to be \$166,163.00, with said cost including
18 inspection and load rating analysis;
- 19
20 b. That the net estimated cost to the County of Summit shall be an amount not to exceed
21 \$33,232.60; and
- 22
23 c. That the County shall provide all other financial resources necessary to fully complete
24 the Project.

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26 SECTION 3

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28 This Resolution is hereby declared an emergency in the interest of the health, safety and
29 welfare of the citizens of the County of Summit, and for the further reason that it immediately
30 authorizes a necessary agreement that is a prerequisite for a bridge improvement needed for safe
31 and convenient travel within the County.

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33 SECTION 4

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

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39 SECTION 5

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41 It is found and determined that all formal actions of this Council concerning and relating
42 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all
43 deliberations of this Council and of any of its committees that resulted in such formal action,
44 were in meetings open to the public, in compliance with all legal requirements, including Section
45 121.22 of the Ohio Revised Code.

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INTRODUCED April 26, 2010

ADOPTED April 26, 2010


CLERK OF COUNCIL


PRESIDENT OF COUNCIL

APPROVED April 27, 2010


EXECUTIVE

ENACTED EFFECTIVE April 27, 2010

Voice Vote: 8-0 YES: Comunale, Crawford, Crossland, Feeman, Poda,
Rodgers, Schmidt, Shapiro ABSENT: Kostandaras, Prentice, Smith