

1 RESOLUTION NO. 2015-010

2  
3 SPONSOR Mr. Pry

4  
5 DATE January 26, 2015

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 a**  
9 **guardrail location inventory study and associated computer software, in an amount not to**  
10 **exceed \$21,920.00, for the Engineer, and declaring an emergency.**

11  
12 WHEREAS, a comprehensive guardrail location inventory study and associated computer  
13 software has been selected for funding, having received Federal Highway Administration  
14 funding, Project Identification (“PID”) Number 986619 (the “Study”); and

15  
16 WHEREAS, the Study’s estimated cost is \$21,920.00; and

17  
18 WHEREAS, Federal Highway Administration monies have been awarded to the County  
19 Engineer’s office for a grant to cover 90% of the Study with a 10% local match requirement; and

20  
21 WHEREAS, the Ohio Department of Transportation (“ODOT”) and the County Engineer  
22 desire to enter into a Local Public Agency (“LPA”) agreement to confirm the Study’s cost and to  
23 designate the County of Summit as the lead agency for administration of the Study; and

24  
25 WHEREAS, Sections 5501.03(c) and 5543.01 of the Ohio Revised Code, as well as  
26 Section 2.03(5) of the County of Summit Charter allow execution of such agreements, subject to  
27 the approval of this Council; and

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29 WHEREAS, the LPA Agreement will state ODOT shall provide to the LPA \$19,728.00  
30 in eligible costs from Federal Highway Administration funds; and

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32 WHEREAS, this Council finds and determines, after reviewing all pertinent information,  
33 that authorizing the County Executive to execute the aforementioned LPA agreement with  
34 ODOT is necessary and in the best interest of the County of Summit;

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

38  
39 SECTION 1

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41 The County Executive is hereby authorized to execute a Local Public Agency (“LPA”)  
42 agreement with the State of Ohio, through the Department of Transportation, for a guardrail  
43 location inventory study and associated computer software, Project Identification (“PID”)   
44 Number 98619.

45  
46 SECTION 2

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48 The terms of said agreement shall include the following:

- 49  
50 a. That the parties estimate the Study’s Cost to be \$21,920.00;

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4 SECTION 2 (cont'd.)

- 5  
6 b. That the LPA shall provide \$19,728.00 in Federal Safety funds with a local match of  
7 \$2,192.00 from the Motor Vehicle and Gas Tax fund;  
8  
9 c. That the County of Summit shall provide all other financial resources necessary to  
10 fully complete the Study; and  
11  
12 d. That, upon receipt of federal authorization from ODOT, the County may commence  
13 the administration of the Study, with award of the Study subject to applicable County  
14 of Summit Ordinances, said ordinances requiring authorization of such an award by  
15 the Board of Control.

16  
17 SECTION 3

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

23  
24 SECTION 4

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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.

29  
30 SECTION 5

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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 January 5, 2015

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41 ADOPTED January 26, 2015

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45 CLERK OF COUNCIL

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47   
48 PRESIDENT OF COUNCIL

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50 APPROVED January 27, 2015

51  
  
EXECUTIVE

January 27, 2015  
ENACTED EFFECTIVE

Voice Vote: 11-0: YES: Comunale, Crawford, Donofrio, Feeman, Kostandaras,  
Kurt, Lee, Prentice, Rodgers, Schmidt, Shapiro