

1 RESOLUTION NO. 2019-347

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3 SPONSOR Ms. Shapiro

4  
5 DATE September 23, 2019 COMMITTEE: Public Works

6  
7 **A Resolution authorizing the County Executive to enter into a Local Public Agency**  
8 **agreement with the State of Ohio, through the Department of Transportation, for the**  
9 **resurfacing of Canton Road, located in Council District 8, for an estimated total project**  
10 **cost not to exceed \$1,000,000.00, with the Department of Transportation providing**  
11 **Metropolitan Planning Organization Surface Transportation Block Grant funds of up to**  
12 **\$800,000.00 to cover up to 80% of the project costs, with the County Engineer being**  
13 **responsible for the balance of the project costs, for the Engineer, and declaring an**  
14 **emergency.**

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16 WHEREAS, the resurfacing of Canton Road from Salmon Drive to approximately five  
17 hundred feet south of Springfield Lake Drive, located in Springfield Township, Council District  
18 8, is necessary and said project has been identified by the County Engineer's Office and the State  
19 of Ohio Department of Transportation as Project Identification Number 99725 (herein after  
20 referred to as the "Project"); and

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22 WHEREAS, the estimated total cost of the Project is \$1,000,000.00; and

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24 WHEREAS, federal Surface Transportation Block Grant funds, programmed through the  
25 Akron Metropolitan Area Transportation Study, have been awarded to the County Engineer's  
26 office for a grant to cover up to 80% of the Project costs, in an amount not to exceed  
27 \$800,000.00, with the County Engineer's Office being responsible to provide the remaining  
28 funds necessary for the Project costs; and

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

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

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39 WHEREAS, said LPA Agreement will provide (i) that the estimated cost of the Project is  
40 \$1,000,000.00, (ii) that ODOT shall provide to the County as the LPA up to 80% of eligible  
41 Project costs, in an amount not to exceed \$800,000.00 in Metropolitan Planning Organization  
42 Surface Transportation Block Grant funds and (iii) that the County, as the LPA, will provide the  
43 remaining funds necessary to pay for the Project costs; and

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

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

3  
4 SECTION 1

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6 The County Executive is hereby authorized to execute a Local Public Agency (“LPA”) agreement with the State of Ohio, through the Department of Transportation (“ODOT”), for the resurfacing of Canton Road from Salmon Drive to approximately five hundred feet south of Springfield Lake Drive, Project Identification Number 99725 (the “Project”) located in Council District 8, a copy of which is attached hereto as Exhibit A and incorporated fully herein, with such modifications and revisions as shall be in furtherance of the provisions of said LPA agreement and not substantially adverse to the County, all of which shall be conclusively evidenced by the execution thereof by the County Executive. Upon federal authorization from ODOT, the County may commence the administration of the Project, with the award of the Project subject to applicable Codified Ordinances of the County of Summit, said Ordinances requiring authorization of such an award 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 welfare of the residents of the County of Summit, and for the further reason that it immediately completes a prerequisite to accept funds needed for safe and convenient travel within the County.

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24 SECTION 3

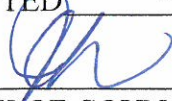
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26 Provided this Resolution receives the affirmative vote of eight members, it shall take effect immediately upon its adoption and approval by the Executive; otherwise, it shall take effect and be in force at the earliest time provided by law.

29  
30 SECTION 4

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

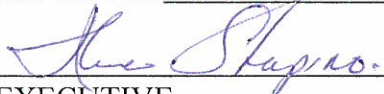
37  
38 INTRODUCED September 9, 2019

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40 ADOPTED September 23, 2019

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44 CLERK OF COUNCIL

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44 PRESIDENT OF COUNCIL

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45 APPROVED September 24, 2019

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49 EXECUTIVE

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47 September 24, 2019  
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49 ENACTED EFFECTIVE

49 Voice Vote YES: 10-0 - Dickinson, Donofrio, Feeman, Hamilton, Koehler, McKenney, Prentice, Rodgers, Schmidt, Walters  
ABSENT: Wilhite