

1 RESOLUTION NO. 2019-288

2
3 SPONSOR Ms. Shapiro

4 DATE August 19, 2019

COMMITTEE: Public Works

6
7 **A Resolution authorizing the County Executive to execute an amendment to a Local Public**
8 **Agency agreement with the State of Ohio, through the Department of Transportation, for**
9 **the Riverview Road over Furnace Run Replacement Project, in Council District 3, for an**
10 **estimated total construction cost not to exceed \$1,586,000.00, to now state that the**
11 **Department of Transportation will provide County Engineer's Association of Ohio Local**
12 **Bridge Program funds of up to \$1,568,000.00 to cover up to 100% of the project costs, with**
13 **said funds consisting of 80% federal funds up to an amount of \$1,268,800.00 to cover 80%**
14 **of the project costs and toll revenue funds of up to an amount of \$317,200.00 to cover 20%**
15 **of the costs of the project, for the Engineer, and declaring an emergency.**

16
17 WHEREAS, County Council previously adopted Resolution No. 2019-111, which
18 authorized the County Executive to execute a Local Public Agency ("LPA") agreement with the
19 State of Ohio, through the Department of Transportation ("ODOT"), for the Riverview Road
20 Over Furnace Run Replacement Project, located in Cuyahoga Falls (the "Project"), in Council
21 District 3, for an estimated total construction cost not to exceed \$1,586,000.00, with the
22 Department of Transportation providing County Engineer's Association of Ohio Local Bridge
23 Program funds of up to \$1,499,120.00 to cover up to 80% of the project costs, with the County
24 Engineer being responsible for the balance of the Project costs, and

25
26 WHEREAS, the County Executive executed said LPA; and

27
28 WHEREAS, ODOT and the County Engineer wish to enter into an amendment to the
29 LPA agreement for the Project to now state that ODOT will provide County Engineer's
30 Association of Ohio Local Bridge Program funds of up to \$1,568,000.00 to cover up to 100% of
31 the project costs, with said funds consisting of up to an amount of \$1,268,800.00 to cover 80% of
32 the project costs and toll revenue funds of up to an amount of \$317,200.00 to cover 20% of the
33 costs of the Project; and

34
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

38
39 WHEREAS, this Council has determined, by reviewing all pertinent information, that it
40 is necessary and in the best interest of the County of Summit to authorize the County Executive
41 to execute the aforementioned amendment to the LPA agreement with ODOT;

42
43 NOW, THEREFORE, BE IT RESOLVED by the Council of the County of Summit, State
44 of Ohio, that:

45
46

1 RESOLUTION NO. 2019-288

2 PAGE TWO

3
4 SECTION 1

5
6 The County Executive is hereby authorized to execute an amendment to a Local Public
7 Agency ("LPA") agreement with the State of Ohio, through the Department of Transportation
8 ("ODOT"), for the Riverview Road Bridge Replacement Project, Project Identification Number
9 105067 (the "Project") located in Council District 3, a copy of which is attached hereto as
10 Exhibit A and incorporated fully herein, with such modifications and revisions as shall be in
11 furtherance of the provisions of said amendment to the LPA agreement and not substantially
12 adverse to the County, all of which shall be conclusively evidenced by the execution thereof by
13 the County Executive. Upon federal authorization from ODOT, the County may commence the
14 administration of the Project, with the award of the Project subject to applicable Codified
15 Ordinances of the County of Summit, said Ordinances requiring authorization of such an award
16 by the Board of Control and/or County Council.

17
18 SECTION 2

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

23
24 SECTION 3

25
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 4

31
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.

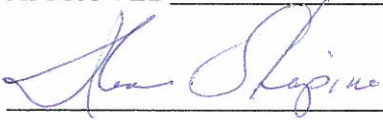
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38
39 INTRODUCED August 5, 2019

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41 ADOPTED August 19, 2019

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43 
44 _____
45 CLERK OF COUNCIL

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47 
48 _____
49 PRESIDENT OF COUNCIL

50
51 APPROVED August 21, 2019

52
53 
54 _____
55 EXECUTIVE

56
57 August 21, 2019
58 _____
59 ENACTED EFFECTIVE

60
61 Voice Vote 11-0 - YES: Dickinson, Donofrio, Feeman, Hamilton,
62 Koehler, McKenney, Prentice, Rodgers, Schmidt, Walters, Wilhite

1 RESOLUTION NO. 2019-289

2
3 SPONSOR Ms. Shapiro

4
5 DATE August 19, 2019

COMMITTEE Public Works

6
7 **A Resolution confirming an award by the Board of Control of a construction contract with**
8 **Lake Erie Construction, for the 2019 Summit County Guardrail Maintenance Program, in**
9 **an amount not to exceed \$129,795.00, for the Engineer, and declaring an emergency.**

10
11 WHEREAS, the Board of Control, at its meeting held July 31, 2019, awarded a
12 construction contract with Lake Erie Construction for the 2019 Summit County Guardrail
13 Maintenance Program, in an amount not to exceed \$127,795.00, subject to confirmation by
14 County Council; and

15
16 WHEREAS, this Council finds and determines after reviewing all pertinent information
17 that the aforementioned construction contract with Lake Erie Construction is necessary and in
18 the best interest of the County of Summit;

19
20 NOW THEREFORE, BE IT RESOLVED, by the Council of the County of Summit, State
21 of Ohio, that:

22
23 SECTION 1

24
25 The award by the Board of Control of a construction contract with Lake Erie
26 Construction for the 2019 Summit County Guardrail Maintenance Program, in an amount not to
27 exceed \$127,795.00, is hereby confirmed and the County Executive is hereby authorized to
28 execute said construction contract.

29
30 SECTION 2

31
32 This Resolution is hereby declared an emergency in the health, safety and welfare of the
33 residents of the County of Summit, and for the further reason to immediately allow the Summit
34 County Guardrail Maintenance Program to proceed as expeditiously as possible.

35
36 SECTION 3

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

41
42 SECTION 4

43
44 It is found and determined that all formal actions of this Council concerning and relating
45 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all
46 deliberations of this Council and of any of its committees that resulted in such formal action,
47 were in meetings open to the public, in compliance with all legal requirements, including Section
48 121.22 of the Ohio Revised Code.

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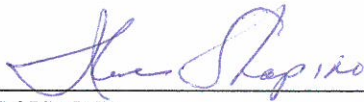
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12
13 CLERK OF COUNCIL



14
15 PRESIDENT OF COUNCIL

16 APPROVED August 21, 2019

17
18 

19
20 EXECUTIVE

21
22 ENACTED EFFECTIVE August 21, 2019

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