

1 RESOLUTION NO. 2019-022

**First Reading Passage Requested**  
**(H. Swindell)**

2  
3 SPONSOR Ms. Shapiro

4  
5 DATE January 28, 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 **Portage Lakes Drive Resurfacing Project, located in Coventry Township, in Council**  
10 **District 8, for an estimated total construction cost not to exceed \$201,500.00, with the**  
11 **Department of Transportation providing Federal Surface Transportation Program funds**  
12 **of up to \$161,200.00 to cover up to 80% of the project costs, with the County Engineer**  
13 **being responsible for the balance of the project costs, for the Engineer, and declaring an**  
14 **emergency.**

15  
16 WHEREAS, improvements to and resurfacing of Portage Lakes Drive from State Route  
17 93 to Cormany Road, located in Coventry Township, in Council District 8 are necessary and said  
18 project has been identified by the County Engineer's Office as Project Identification Number  
19 103818 (herein after referred to as the "Project"); and

20  
21 WHEREAS, the estimated total construction cost of the Project is \$201,500.00; and

22  
23 WHEREAS, Federal Surface Transportation Program funds have been awarded to the  
24 County Engineer's office for a grant to cover up to 80% of the Project in an amount not to  
25 exceed \$161,200.00, with the County Engineer's Office being responsible to provide the  
26 remaining funds necessary for the Project costs; and

27  
28 WHEREAS, the State of Ohio, through the Ohio Department of Transportation  
29 ("ODOT"), and the County Engineer desire to enter into a Local Public Agency ("LPA")  
30 agreement, to confirm the Project's Cost and to designate the County of Summit as the lead  
31 agency for administration of the Project; and

32  
33 WHEREAS, Sections 5501.03(c) and 5543.01 of the Ohio Revised Code, as well as  
34 Article II, Section 2.03(5) of the County of Summit Charter allow execution of such LPA  
35 agreements, subject to the approval of this Council; and

36  
37 WHEREAS, said LPA Agreement will provide (i) that the estimated cost of the Project is  
38 \$201,500.00, (ii) that ODOT shall provide to the County as the LPA up to 80% of eligible  
39 Project costs, of in an amount not to exceed \$161,200.00 in Federal Surface Transportation  
40 Program funds, and (iii) that the County, as the LPA, will provide the remaining funds necessary  
41 to pay for the Project costs; and

42  
43 WHEREAS, this Council has determined, by reviewing all pertinent information, that it  
44 is necessary and in the best interest of the County of Summit to authorize the County Executive  
45 to execute the aforementioned LPA agreement with ODOT;

46  
47 NOW, THEREFORE, BE IT RESOLVED by the Council of the County of Summit, State  
48 of Ohio, that:  
49

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

1 RESOLUTION NO. 2019-022

2 PAGE TWO

3  
4 SECTION 1

5  
6 The County Executive is hereby authorized to execute a Local Public Agency ("LPA")  
7 agreement with the State of Ohio, through the Department of Transportation ("ODOT"), for the  
8 resurfacing and improvement of Portage Lakes Drive, Project Identification Number 103818 (the  
9 "Project") located in Coventry Township, Council District 8, a copy of which is attached hereto  
10 as Exhibit A and incorporated fully herein, with such modifications and revisions as shall be in  
11 furtherance of the provisions of said LPA agreement and not substantially adverse to the County,  
12 all of which shall be conclusively evidenced by the execution thereof 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.

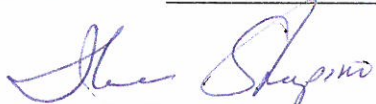
37  
38  
39 INTRODUCED January 28, 2019

40  
41  
42 ADOPTED January 28, 2019

43  
44  
45   
46 \_\_\_\_\_  
47 CLERK OF COUNCIL

48  
49  
50   
51 \_\_\_\_\_  
52 PRESIDENT OF COUNCIL

APPROVED January 29, 2019

53  
54  
55   
56 \_\_\_\_\_  
57 EXECUTIVE

58  
59  
60 January 29, 2019  
61 \_\_\_\_\_  
62 ENACTED EFFECTIVE