

1 RESOLUTION NO. 2025-338

2
3 SPONSOR Executive Shapiro

4
5 DATE November 24, 2025 COMMITTEE Public Works

6
7 **A Resolution authorizing the Executive to cooperate with the Ohio Department of**
8 **Transportation for the construction costs for the relocation of the sanitary sewer line due to**
9 **the bridge deck replacement on State Route 91, located in the City of Munroe Falls, in**
10 **Council District 3, for the Executive's Department of Sanitary Sewer Services, and**
11 **declaring an emergency.**

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13 WHEREAS, the Ohio Department of Transportation (“ODOT”) is undertaking the bridge
14 deck replacement project on State Route 91, over the Cuyahoga River, identified as SUM
15 91/07.89, PID 113201 (“ODOT Deck Replacement Project”) that requires the removal of the
16 County’s sanitary sewer line, located in the City of Munroe Falls, in Council District 3; and

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18 WHEREAS, ODOT and the County recognize it is in the public interest and there will be
19 greater efficiency in both costs and logistics for ODOT to include the removal, replacement and
20 relocation of the County’s sanitary sewer line (“Sewer Line Project”) as part of the ODOT Deck
21 Replacement Project; and

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23 WHEREAS, the preliminary estimate of cost to complete the construction of the Sewer
24 Line Project within ODOT’s Deck Replacement Project is approximately \$121,000.00 and this
25 Council shall authorize the Executive execute any agreement necessary to issue payment to
26 ODOT one hundred percent (100%) of the costs of the Sewer Line Project which will be subject
27 to further Council approval of final legislation and a Local Public Authority (“LPA”)
28 Participation Agreement specifying the County’s portion of the Sewer Line Project costs to be
29 paid; and

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31 WHEREAS, this Council finds it is in the public interest to include the Sewer Line
32 Project within the above-mentioned ODOT Deck Replacement Project and after reviewing all
33 pertinent information, determines that the acceptance and approval of the participation and
34 cooperation in the project, is necessary and in the best interest of the County;

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

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39 SECTION 1

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41 This Council hereby authorizes the Executive to execute any agreements necessary in
42 order to participate with the Ohio Department of Transportation (“ODOT”) and proceed to
43 include the removal, replacement and relocation of the County’s sanitary sewer line (“Sewer
44 Line Project”) as part of the ODOT Deck Replacement Project and to participate in the cost of
45 the Sewer Line Project on State Route 91, over the Cuyahoga River (“ODOT Deck Replacement
46 Project”), located in the City of Munroe Falls, in Council District 3.

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2 PAGE TWO

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4 SECTION 2

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6 The Executive is hereby authorized to pay one hundred percent (100%) of the cost of
7 those features requested by the County and determined by ODOT and the Federal Highway
8 Administration to be unnecessary for their portion of the Sewer Line Project. The Executive is
9 hereby authorized to execute any contracts and/or other necessary related documents with the
10 Director of Transportation as may be necessary to complete the aforementioned Sewer Line
11 Project under ODOT's Deck Replacement Project.

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13 SECTION 3

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15 This Council further authorizes the Executive to execute any change orders and extra
16 work contracts required to fulfill the Sewer Line Project work as needed. The State shall not
17 approve a change order or extra work contract related to the Sewer Line Project work until it first
18 gives notice, in writing, to the County. The County shall contribute its share of the cost of these
19 items in accordance with other sections stated herein. Final legislation specifying the cost of the
20 County's portion of the Sewer Line Project and providing for execution of a Local Public
21 Authority ("LPA") Participation Agreement with ODOT will be proposed at a later date.

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23 SECTION 4

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25 Upon completion of the bridge rehabilitation portion of the described ODOT Deck
26 Replacement Project, and unless otherwise agreed, the County shall: (1) to the extent required
27 under Ohio law, provide adequate maintenance for the Sewer Line Project work only, in
28 accordance with all applicable state and federal law, including, but not limited to, 23 USC 116;
29 and (2) if required to provide maintenance under item (1), provide ample financial provisions, as
30 necessary, for the maintenance of the Sewer Line Project rehabilitation portion of the described
31 project.

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33 SECTION 5

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35 This Resolution is hereby declared an emergency in the interest of the health, safety and
36 welfare of the residents of the County of Summit, and for the further reason that it will
37 immediately allow the County to proceed with the Sewer Line Project located in the City of
38 Munroe Falls, in Council District 3.

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40 SECTION 6

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

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4 SECTION 7

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6 It is found and determined that all formal actions of the Council concerning and relating
7 to the adoption of the Resolution were adopted in an open meeting of this Council, and that all
8 deliberations of this Council and of any of its committees that resulted in such formal action,
9 were in meetings open to the public, in compliance with all legal requirements, including Section
10 121.22 of the Ohio Revised Code.

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15 INTRODUCED November 24, 2025

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17 ADOPTED _____

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20 CLERK OF COUNCIL

21

PRESIDENT OF COUNCIL

22 APPROVED _____

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24 _____

25 EXECUTIVE

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27 ENACTED EFFECTIVE _____