

1 RESOLUTION NO. 2018-465

2
3 SPONSOR Ms. Shapiro

4
5 DATE December 3, 2018

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 various**
9 **road safety studies, in Council Districts 1, 4, 5, and 8, for an estimated total cost not to**
10 **exceed \$54,050.00, with a 10% local cash match requirement not to exceed \$5,405.00, for**
11 **the Engineer, and declaring an emergency.**

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13 WHEREAS, a No Passing Zone Study, Speed Zone Study, and Safety Study have been
14 approved for Federal Highway Administration funding, Project Identification Number 108474
15 (referenced herein as the "Study"); and

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17 WHEREAS, the Study's estimated total cost is \$54,050.00; and

18
19 WHEREAS, Federal Highway Administration monies have been awarded to the County
20 Engineer's office for a grant to cover the 90% of the Study with a 10% local match required,
21 which will be paid out of Motor Vehicle Gas Tax funds; and

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23 WHEREAS, ODOT and the County Engineer desire to enter into a Local Public Agency
24 ("LPA") agreement, to confirm the Study's cost and to designate the County as the lead agency
25 for administration of the Study; and

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

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31 WHEREAS, said LPA Agreement will provide for ODOT providing to the County, as the
32 LPA, the sum of \$48,645.00 in eligible costs from Federal Highway Administration funds, which
33 will require the County to contribute the sum of \$5,4005 to the cost of the Study; and

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35 WHEREAS, this Council finds and determines, after reviewing all pertinent information,
36 that is necessary and in the best interest of the County to authorize the County Executive to
37 execute the aforementioned LPA agreement with ODOT;

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

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42 SECTION 1

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44 The County Executive is hereby authorized to execute a Local Public Agency ("LPA")
45 agreement with the State of Ohio, through the Department of Transportation ("ODOT"), for a No
46 Passing Zone, Speed Zone Study, and Safety Study, Project Identification Number 108474,
47 ("Study"), for an estimated total cost not to exceed \$54,050.00, with a 10% local match
48 requirement not to exceed \$5,405.00, a copy of which is attached hereto as Exhibit A and
49 incorporated fully herein, with such modifications and revisions as shall be in furtherance of the
50 provisions of said LPA agreement and not substantially adverse to the County, all of which shall
51 be conclusively evidenced by the execution thereof by the County Executive. Upon federal
52 authorization from ODOT, the County may commence the administration of the Study, with

1 RESOLUTION NO. 2018-465

2 PAGE TWO

3
4 SECTION 1 (Cont.)

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6 award of the Study subject to applicable Codified Ordinances of the County of Summit, said
7 ordinances requiring authorization of such an award by the Board of Control and/or County
8 Council.

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10 SECTION 2

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

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16 SECTION 3

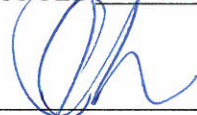
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18 Provided this Resolution receives the affirmative vote of eight members, it shall take
19 effect immediately upon its adoption and approval by the Executive; otherwise, it shall take
20 effect and be in force at the earliest time provided by law.

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22 SECTION 4

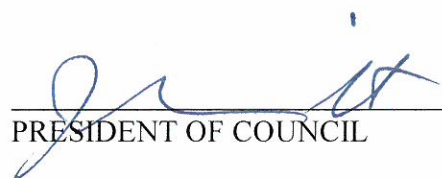
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24 It is found and determined that all formal actions of this Council concerning and relating
25 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all
26 deliberations of this Council and of any of its committees that resulted in such formal action,
27 were in meetings open to the public, in compliance with all legal requirements, including Section
28 121.22 of the Ohio Revised Code.

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31 INTRODUCED November 19, 2018

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34 ADOPTED December 3, 2018

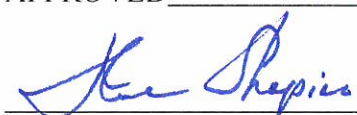
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38 CLERK OF COUNCIL

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42 PRESIDENT OF COUNCIL

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44 APPROVED December 4, 2018



EXECUTIVE

December 4, 2018

ENACTED EFFECTIVE

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