

1 RESOLUTION NO. 2013-167

2
3 SPONSOR Mr. Pry

4
5 DATE April 29, 2013

COMMITTEE Public Works

6
7 **A Resolution authorizing the County Executive to execute a local public agency agreement**
8 **with the State of Ohio Department of Transportation for improvement of the Ravenna**
9 **Road Bridge over Tinkers Creek, located in Twinsburg Township, in Council District 1, at**
10 **a net cost to the County not to exceed \$924,303.00, for the Engineer, and declaring an**
11 **emergency.**

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13 WHEREAS, the County Engineer finds a public need for the replacement of the Ravenna
14 Road Bridge over Tinkers Creek, Bridge No. TWT-012-0140, located in Twinsburg Township
15 ("Project"); and

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17 WHEREAS, the Project's estimated cost for construction, construction engineering and
18 inspection ("Project's Construction Cost") is \$1,675,000.00; and

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20 WHEREAS, the Project's estimated cost for right of way acquisition ("Project's Right of
21 Way Acquisition Cost") is \$100,000.00; and

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23 WHEREAS, the Project's estimated cost for design, advertising, bidding and
24 contingencies is \$569,303.00, resulting in a total project cost of \$2,344,303.00; and

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26 WHEREAS, the Federal Highway Administration has committed \$1,420,000.00 towards
27 the Project's construction and right of way acquisition costs; and

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29 WHEREAS, the County of Summit plans to provide the remaining Project funds, in an
30 amount not to exceed \$924,303.00; and

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32 WHEREAS, the State of Ohio Department of Transportation ("ODOT") and the County
33 Engineer desire to enter into a new local public agency agreement, to confirm the Project's
34 construction cost and to designate the County of Summit as the lead agency for administration of
35 competitive bidding, construction and construction engineering of the Project; and

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37 WHEREAS, Sections 5501.03(c) and 5543.01 of the Ohio Revised Code, as well as
38 Article II, Section 2.03(5) of the County of Summit Charter, authorizes the County Executive to
39 execute such agreements, subject to the approval of County Council; and

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41 WHEREAS, the local public agency agreement will cite the County of Summit's share of
42 the Project's construction cost as \$335,000.00 and the share or the Project's right of way cost as
43 \$20,000; and

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45 WHEREAS, no funds will be expended for the Project's construction and right of way
46 acquisition until and unless authorized by separate resolutions; and
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4 WHEREAS, this Council finds and determines, after reviewing all pertinent information,
5 that authorizing the County Executive to immediately execute a local public agency agreement
6 with ODOT for the Project is necessary and in the best interest of the County of Summit;

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

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11 SECTION 1

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13 The County Executive is hereby authorized to execute a local public agency agreement
14 with the State of Ohio Department of Transportation ("ODOT") for the improvement of the
15 Ravenna Road Bridge over Tinkers Creek, Bridge No. TWT-012-0140, located in Twinsburg
16 Township, in Council District 1 ("Project").

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18 SECTION 2

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20 The terms of the local public agency agreement shall include the following:

- 21
22 a. That the parties estimate the Project's construction cost to be \$1,675,000.00, with said
23 cost including construction engineering and inspection; and
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25 b. That the parties estimate the Project's right of way acquisition cost to be \$100,000.00;
26 and
27
28 c. That the parties estimate the Project's total cost to be \$2,344,303.00; and
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30 d. That the net estimated cost to the County of Summit shall not exceed \$924,303.00;
31 and
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33 e. That the County of Summit shall provide all other financial resources necessary to
34 fully complete the Project; and
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36 f. That, upon receipt of federal authorization from ODOT, the County of Summit may
37 commence competitive bidding activities for Project construction, with award of
38 contract subject to applicable Codified Ordinances of the County of Summit, said
39 ordinances requiring authorization of such an award by this Council; and
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41 g. That, upon receipt of federal authorization from ODOT, the County of Summit may
42 commence with right of way acquisition.

43
44 SECTION 3

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46 This Resolution is hereby declared an emergency in the interest of the health, safety and
47 welfare of the citizens of the County of Summit, and for the further reason that it immediately
48 completes a prerequisite for the Project to proceed in a timely manner in 2014.
49

1 RESOLUTION NO. 2013-167

2 PAGE THREE

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4 SECTION 4

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

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10 SECTION 5

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12 It is found and determined that all formal actions of this Council concerning and relating
13 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all
14 deliberations of this Council and of any of its committees that resulted in such formal action,
15 were in meetings open to the public, in compliance with all legal requirements, including Section
16 121.22 of the Ohio Revised Code.

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19 INTRODUCED April 15, 2013

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21 ADOPTED April 29, 2013

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24 _____
25 CLERK OF COUNCIL



PRESIDENT OF COUNCIL

26
27 APPROVED April 30, 2013

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30 _____
31 EXECUTIVE

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33 ENACTED EFFECTIVE April 30, 2013

Voice Vote: 11-0 YES: Comunale, Crawford, Feeman, Kostandaras
Kurt, Lee, Prentice, Rodgers, Roemer, Schmidt, Shapiro