

1 RESOLUTION NO. 2014-040

First Reading Passage Requested
(G. Kissos)

2
3 SPONSOR Mr. Pry

4
5 DATE January 27, 2014

COMMITTEE Public Works

6
7 **A Resolution amending Resolution No. 2013-167 authorizing the County Executive to**
8 **execute a Local Public Agency agreement amendment with the State of Ohio Department**
9 **of Transportation for improvement of the Ravenna Road Bridge over Tinkers Creek,**
10 **located in Twinsburg Township in Council District 1, at a revised net cost to the County**
11 **not to exceed \$1,009,303.00, for the Engineer, and declaring an emergency.**

12
13 WHEREAS, the Engineer finds a public need for the replacement of the Ravenna Road
14 Bridge over Tinkers Creek, Bridge No. TWT-012-0140, located in Twinsburg Township in
15 Council District 1 ("Project"); and

16
17 WHEREAS, the Project's revised estimated cost for construction, construction
18 engineering and inspection ("Project's Construction Cost") is \$2,100,000.00; and

19
20 WHEREAS, the Project's estimated cost for right of way acquisition ("Project's Right of
21 Way Acquisition Cost") remains as \$100,000.00; and

22
23 WHEREAS, the Project's estimated cost for design, advertising, bidding and
24 contingencies remains as \$569,303.00, resulting in a revised total project cost of \$2,769,303.00;
25 and

26
27 WHEREAS, the Federal Highway Administration has revised the committed
28 \$1,420,000.00 to \$1,760,000.00 towards the Project's construction and right of way acquisition
29 costs; and

30
31 WHEREAS, the County of Summit plans to provide the remaining Project funds, in an
32 revised amount not to exceed \$1,009,303.00; and

33
34 WHEREAS, State of Ohio Department of Transportation ("ODOT") and the County
35 Engineer desire to enter into a Local Public Agency agreement amendment, to confirm the
36 Project's construction cost and to designate the County of Summit as the lead agency for
37 administration of competitive bidding, construction and construction engineering of the Project;
38 and

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

43
44 WHEREAS, the Local Public Agency agreement amendment will cite the County of
45 Summit's share of the Project's construction cost as \$420,000.00 and the share of the Project's
46 right of way cost as \$20,000; and

47
48 WHEREAS, no funds will be expended for the Project's construction and right of way
49 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 execute a local public agency agreement amendment
6 with ODOT for the Project is necessary and in the best interest of the County of Summit;

7
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 enter into a Local Public Agency
14 agreement amendment with the State of Ohio Department of Transportation ("ODOT"), for the
15 improvement of the Ravenna Road Bridge over Tinkers Creek, Bridge No. TWT-012-0140,
16 located in Twinsburg 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 amendment shall include the following:

- 21
- 22 a. That the parties estimate the Project's revised construction cost to be \$2,100,000.00,
23 with said cost including construction engineering and inspection; and
 - 24
 - 25 b. That the parties estimate the Project's right of way acquisition cost to remain as
26 \$100,000.00; and
 - 27
 - 28 c. That the parties estimate the Project's revised total cost to be \$2,769,303.00; and
 - 29
 - 30 d. That the net estimated revised cost to the County of Summit shall not exceed
31 \$1,009,303.00; and
 - 32
 - 33 e. That the County of Summit shall provide all other financial resources necessary to
34 fully complete the Project; and
 - 35
 - 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
 - 40
 - 41 g. That, upon receipt of federal authorization from ODOT, the County of Summit may
42 commence right of way acquisition.

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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. 2014-040

2 PAGE THREE

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4 SECTION 4

5
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 January 27, 2014

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21 ADOPTED January 27, 2014

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25 CLERK OF COUNCIL

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27 APPROVED January 28, 2014

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31 EXECUTIVE

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33 ENACTED EFFECTIVE January 28, 2014

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