

1 RESOLUTION NO. 2016-225

2
3 SPONSOR Mr. Pry

4
5 DATE June 27, 2016

COMMITTEE Public Works

6
7 **A Resolution authorizing the County Executive to execute a Local Public Agency**
8 **Agreement with the State of Ohio Department of Transportation for replacement of the**
9 **Vanderhoof Road Bridge over the Tuscarawas River, located in the City of New Franklin,**
10 **in an amount not to exceed \$266,000.00, for the Engineer, and declaring an emergency.**

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12 WHEREAS, the Engineer finds a public need for the replacement of the Vanderhoof
13 Road Bridge over the Tuscarawas River ("the Project"), Bridge No. FRA-215-0290, located in
14 the City of New Franklin, in Council District 7; and

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16 WHEREAS, the Project's estimated total cost for construction, construction engineering
17 and inspection is \$1,330,000.00 ("Project's Construction Cost"); and

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19 WHEREAS, the Federal Highway Administration has committed 80% of the funding, up
20 to a maximum of \$1,266,360.00 towards the Project's construction costs; and

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22 WHEREAS, the County of Summit plans to provide the remaining of the Project's
23 construction cost, in an amount not to exceed \$266,000.00, to be paid from Motor Vehicle Gas
24 Tax Funds; and

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26 WHEREAS, State of Ohio Department of Transportation ("ODOT") and the County
27 Engineer desire to enter into a Local Public Agency Agreement, to confirm the Project's
28 construction cost and to designate the County of Summit as the lead agency for administration of
29 competitive bidding, construction and construction engineering of the Project; and

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31 WHEREAS, Sections 5501.03(A)(3) and 5543.01 of the Ohio Revised Code, as well as
32 Article II, Section 2.03(5) of the County of Summit Charter, authorizes the County Executive to
33 execute such agreements, subject to the approval of County Council; and

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35 WHEREAS, the Local Public Agency Agreement will state that up to a maximum of
36 \$1,266,360.00 will be provided to the Project from the County Engineer's Association of Ohio
37 Local Bridge Program funds; and

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39 WHEREAS, no funds will be expended for the Project's construction until and unless
40 authorized by separate Resolutions; and

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42 WHEREAS, this Council finds and determines, after reviewing all pertinent information,
43 that it is necessary and in the best interest of the County of Summit to authorize the County
44 Executive to execute a Local Public Agency Agreement with ODOT for the Project;

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

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1 RESOLUTION NO. 2016-225

2 PAGE TWO

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4 SECTION 1

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6 The County Executive is hereby authorized to execute a Local Public Agency Agreement
7 with the State of Ohio Department of Transportation (“ODOT”), for the replacement of the
8 Vanderhoof Road Bridge over the Tuscarawas River, Bridge No. FRA-215-0290, in City of New
9 Franklin, in Council District 7 (“the Project”).

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11 SECTION 2

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13 The terms of the Local Public Agency agreement shall include the following:

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- 15 a. That the parties estimate the Project’s construction cost to be \$1,330,000.00; and
- 16 b. That the net estimated cost to the County of Summit shall be an amount not to exceed
17 \$266,000.00; and
- 18 c. That the County of Summit shall provide all other financial resources necessary to
19 fully complete the Project; and
- 20 d. That, upon receipt of federal authorization from ODOT, the County of Summit may
21 commence competitive bidding activities for Project construction, with award of
22 contract subject to applicable Codified Ordinances of the County of Summit, said
23 ordinances requiring authorization of such an award by this Council; and

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25 SECTION 3

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27 This Resolution is hereby declared an emergency in the interest of the health, safety and
28 welfare of the citizens of the County of Summit, and for the further reason that it immediately
29 completes a prerequisite for the Project to proceed in a timely manner in 2017.

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31 SECTION 4

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

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37 SECTION 5

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39 It is found and determined that all formal actions of this Council concerning and relating
40 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all
41 deliberations of this Council and of any of its committees that resulted in such formal action,
42 were in meetings open to the public, in compliance with all legal requirements, including Section
43 121.22 of the Ohio Revised Code.

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1 RESOLUTION NO. 2016-225

2 PAGE THREE

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5 INTRODUCED June 13, 2016

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7 ADOPTED June 27, 2016

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12 CLERK OF COUNCIL

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PRESIDENT OF COUNCIL

13 APPROVED June 28, 2016

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18 EXECUTIVE

19 ENACTED EFFECTIVE June 28, 2016

Voice Vote: 10-0 YES: Crawford, Donofrio, Feeman, Kostandaras,
Prentice, Rodgers, Schmidt, Shapiro, Walters, Wilhite
ABSENT: Lee