

1 RESOLUTION NO. 2023-004

2
3 SPONSOR Executive Shapiro

4
5 DATE January 9, 2023

COMMITTEE: Public Works

6
7 **A Resolution authorizing the Executive to enter into a Local Public Agency agreement with**
8 **the State of Ohio, through the Department of Transportation, for various pavement**
9 **marking and intersection safety studies, for an estimated total project cost not to exceed**
10 **\$80,680.00, with the Department of Transportation providing Federal Highway**
11 **Administration Safety Funds up to \$72,612.00 to cover up to 90% of the project costs, with**
12 **the Engineer being responsible for the balance of the project costs, for the Executive and**
13 **the Engineer, and declaring an emergency.**

14
15 WHEREAS, a Pavement Marking Inventory, Inspection and Compliance Study, and
16 various Intersection and Corridor Safety Studies have been approved for Federal Highway
17 Administration funding, Project Identification (“PID”) number 117252 (referenced herein as the
18 “Study”), and

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20 WHEREAS, the estimated total cost of the Project is \$80,680.00; and

21
22 WHEREAS, Federal Highway Administration funds, have been awarded to the
23 Engineer’s office for a grant to cover up to 90% of the Study costs, in an amount not to exceed
24 \$72,612.00, with the Engineer’s Office being responsible to provide the remaining funds
25 necessary for the Study costs; and

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27 WHEREAS, the State of Ohio, through the Ohio Department of Transportation
28 (“ODOT”), and the Executive and Engineer desire to enter into a Local Public Agency (“LPA”)
29 agreement, to confirm the Study’s costs and to designate the County of Summit as the lead
30 agency for administration of the Study; and

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

35
36 WHEREAS, said LPA Agreement will provide (i) that the estimated cost of the Study is
37 \$80,680.00, (ii) that ODOT shall provide to the County as the LPA up to 90% of eligible Project
38 costs, in an amount not to exceed \$72,612.00 in Federal High Administration funds and (iii) that
39 the County, as the LPA, will provide the remaining funds necessary to pay for the Study costs;
40 and

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42 WHEREAS, this Council has determined, by reviewing all pertinent information, that it
43 is necessary and in the best interest of the County of Summit to authorize the Executive to
44 execute the aforementioned LPA agreement with ODOT;

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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. 2023-004

2 PAGE TWO

3
4 SECTION 1

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6 The Executive is hereby authorized to execute a Local Public Agency (“LPA”) agreement
7 and any necessary related documents with the State of Ohio, through the Department of
8 Transportation (“ODOT”), for various pavement marking and intersection studies, Project
9 Identification Number 117252 (the “Study”), a copy of which is attached hereto as Exhibit A and
10 incorporated fully herein, with such modifications and revisions as shall be in furtherance of the
11 provisions of said LPA agreement and not substantially adverse to the County, all of which shall
12 be conclusively evidenced by the execution thereof by the Executive.
13 Upon federal authorization from ODOT, the County may commence the administration of the
14 Study, with the award of the Study subject to applicable Codified Ordinances of the County of
15 Summit, said Ordinances requiring authorization of such an award by the Board of Control
16 and/or County Council.

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18 SECTION 2

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

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24 SECTION 3

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

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30 SECTION 4

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32 It is found and determined that all formal actions of this Council concerning and relating
33 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all
34 deliberations of this Council and of any of its committees that resulted in such formal action,
35 were in meetings open to the public, in compliance with all legal requirements, including Section
36 121.22 of the Ohio Revised Code.

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38
39 INTRODUCED January 9, 2023

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41 ADOPTED January 30, 2023

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43 *Hauwen Mauch*
44 CLERK OF COUNCIL

Vernica Sims
PRESIDENT OF COUNCIL

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46 APPROVED January 30, 2023

47
48 *Alexe Shapiro*

January 30, 2023

49 EXECUTIVE

ENACTED EFFECTIVE

Voice Vote - YES: 11-0: Darrow, DeVitis, Dickinson, Donofrio, McKenney, Rodgers, Schmidt, Sims, Walters, Wiedie Higham, Wilhite