

**A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AMENDED LOCAL PUBLIC AGENCY (“LPA”) AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR THE ADAPTIVE SIGNALS PROJECT (PID# 116924); AND DECLARING AN EMERGENCY.**

WHEREAS, the Ohio Department of Transportation (“ODOT”) offers a program that allows local public agencies (“LPAs”), like the City of Hudson, to manage projects using federal funding instead of relying on ODOT administration; and

WHEREAS, this LPA process grants the City of Hudson more local control over project design, cost, and schedule; and

WHEREAS, ODOT mandates an agreement requiring the City of Hudson to follow federal procedures for various design and construction tasks, including right-of-way acquisition, consultant selection, contracting, invoicing, construction management, use of domestically made materials, and environmental clearance procedures; and

WHEREAS, the City originally secured Congestion Mitigation/Air Quality (“CMAQ”) funding through the Akron Metropolitan Area Transportation Study (“AMATS”) in 2022 for the Adaptive Signals Project; and

WHEREAS, The Adaptive Signals Project was designed and bid on April 16, 2024, but bids received exceeded the City Engineer's estimate by more than 10%; and

WHEREAS, following the Federal Highway Administration’s (“FHWA”) “Guidelines on Preparing Engineer’s Estimate, Bid Reviews and Evaluation,” the City’s estimate was adjusted, and the project was awarded to the low bidder, Perram Electric; and

WHEREAS, AMATS offers up to a 15% increase in federal funding, subject to availability, and has confirmed the availability of an additional \$347,541, bringing the total CMAQ grant amount to \$2,664,480 (\$2,316,939 original grant + \$347,541 additional funding); and

WHEREAS, this increase in CMAQ funding necessitates a modified LPA Agreement.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Hudson, Summit County, Ohio, that:

Section 1. The City hereby authorizes the City Manager to enter into the amended LPA agreement with ODOT for the Adaptive Signals Project.

Section 2. That the above recitals are fully incorporated as findings herein.

Section 3. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 4. This Resolution is declared to be an emergency measure necessary for the preservation of the public peace, health, safety, convenience, and welfare of the City of Hudson and the inhabitants thereof, and for the further reason that this Resolution must be immediately effective in order to allow the project to be awarded and remain on schedule for construction in 2025, and shall, therefore, be in full force and effect immediately upon its passage, provided it receives an affirmative vote of at least six (6) members of the Council for its enactment if seven (7) are present, or an affirmative vote of at least five (5) members if only five (5) or six (6) members are present at the meeting at which it is passed; otherwise, it shall take effect and be in force from and after the earliest period allowed by law

PASSED: \_\_\_\_\_

\_\_\_\_\_  
Jeffrey L. Anzevino, Mayor

ATTEST:

\_\_\_\_\_  
Aparna Wheeler, Clerk of Council

I certify that the foregoing Resolution No. 24-61 was duly passed by the Council of said Municipality on \_\_\_\_\_, 2024.

\_\_\_\_\_  
Aparna Wheeler, Clerk of Council