

Cuyahoga Falls City Council
Minutes of the Public & Industrial Improvements Committee

June 5, 2023

Members: Meika Penta, Chair
Frank Stams
Adam Miller

Mrs. Penta called the meeting to order at 6:35 p.m. All members were present.

The minutes of the May 15, 2023 Public Improvements Committee meeting were approved as written.

Legislation Discussed:

Temp. Ord. B-50

Temp. Ord. B-51

Temp. Res. B-52

Discussion:

Temp. Ord. B-50

An ordinance consenting to the resurfacing of State Route 59 from State Route 8 to the east corporation limit, within the City of Cuyahoga Falls, by the state of Ohio, authorizing financial cooperation thereof, and declaring an emergency.

Mr. Tony Demasi, City Engineer, presented Temporary Ordinance B-50 to Council. The State of Ohio has identified the need for and proposes the improvement of a portion of the public highway, including necessary ancillary work, in the City of Cuyahoga Falls, said portion of highway within the municipal corporation described as follows: The resurfacing of State Route 59 from State Route 8 to the east corporation limit, including ancillary work. Ohio Revised Code §5521.01 specifies that the consent of this Council is required prior to the improvement of a state highway within the City's corporate limits.

This Council will consent to the resurfacing of State Route 59 from State Route 8 to the east corporation limit, within the City of Cuyahoga Falls, PID 110743, including necessary ancillary work. This Council's consent will be granted with the following understandings:

- A. The City agrees to participate in the cost of construction within the city limits at twenty percent (20%) total cost.
- B. The City further agrees to pay One Hundred Percent (100%) of the cost of those features requested by the City which are determined by the State and Federal Highway Administration to be unnecessary for the Project.
- C. The City further agrees that change orders and extra work contracts required to fulfil the construction contracts shall be processed as needed. The State shall not approve a change

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order or extra work contract until it first gives notice, in writing, to the City. The City shall contribute its share of the cost of these items in accordance with other sections herein.

D. (Optional-if required) The City further agrees to pay One Hundred Percent (100%) of the cost to install and/or repair curb ramps at all necessary intersections to ensure compliance with the Americans with Disabilities Act.

E. Upon completion of the described Project, and unless otherwise agreed, the City shall 1) provide adequate maintenance for the described Project in accordance with all applicable State and Federal law, including, but not limited to, USC 52 §116; 2) provide ample financial provisions, as necessary, for the maintenance of the described Project; 3) maintain the right-of-way, keeping it free of obstructions; and 4) hold said right-of-way inviolate for public highway purposes.

F. The Director of Public Service or the Mayor of the City of Cuyahoga Falls are empowered on behalf of the City of Cuyahoga Falls to enter into contracts with the State of Ohio Department of Transportation necessary to complete the above described Project.

G. The City agrees that if Federal Funds are used to pay the cost of any consultant contract, the City shall comply with CFR 172 in the selection of its consultant and the administration of the consultant contract. Further the City agrees to incorporate ODOT's "Specifications for Consulting Services" as a contract document in all of its consultant contracts. The City agrees to require, as a scope of services clause, that all plans prepared by the consultant shall be responsible for ongoing consultant involvement during the construction phase of the Project. The City agrees to include a completion schedule acceptable to ODOT and to assist ODOT in rating the consultant's performance through ODOT's Consultant Evaluation System.

Mrs. Penta stated that all the cities involved are working together to make it a seamless project. She stated that it is vital that all the curbs are ADA appropriate so that all residents are able to utilize the sidewalks.

Mr. Miller asked if the railroad tracks on that section are going to be paved over. Mr. Demasi stated that those tracks have been removed and paved over a few years ago. Mr. Miller asked if the City is covering 100 percent of the ADA sidewalks. Mr. Demasi stated that the ADA sidewalks are a compliance issue, so the City will be paying 20 percent of that.

Mr. Miller asked if Mr. Demasi has any examples of anything the State and Federal Highway Administration might deem necessary. Mr. Demasi stated that they are going to start the project where the split begins at Front Street and Second Street in the entrance lane. One thing they are going to do and pay 100 percent of is to continue paving on Front Street to the bridge. They have agreed to do that and it would be 100 percent the City's cost.

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Mr. Stams moved to bring out Temp. Ord. B-50 with a favorable recommendation, second by Mr. Miller. Motion passed (3-0).

Temp. Ord. B-51

An ordinance authorizing the Director of Public Service to enter into a contract or contracts for the demolition of a structure located at 357 Steels Corners Road, and removal of demolition debris, and certifying the cost thereof to the County Fiscal Officer for collection in the manner provided by law, and declaring an emergency.

Mrs. Penta stated that that this ordinance will be held in Committee due to the property owner proactively improving the garage and making the necessary repairs.

Temp. Ord. B-52

An ordinance authorizing the Director of Public Service to enter into a contract or contracts, according to law, with CT Consultants, Inc., for professional engineering services for the improvement to South Front Street, from Broad Boulevard to Grant Avenue, and declaring an emergency.

Mr. Tony Demasi, City Engineer, presented Temporary Ordinance B-52 to Council. The City followed the procedures set forth in Ohio Revised Code Sections 153.65 to 153.73 in selecting a professional design services firm to assist with the improvement to South Front Street, from Broad Boulevard to Grant Avenue. After review of all the proposals submitted to the City, CT Consultants, Inc., was selected as the most qualified for the project.

The Director of Public Service will be authorized to enter into a contract or contracts, according to law, with CT Consultants, Inc., for professional engineering services for the improvement to South Front Street, from Broad Boulevard to Grant Avenue. The Director of Finance will be authorized and directed to make payment for same from the Local Fiscal Recovery Fund, Line Item Capital Outlay.

Mrs. Penta stated that it is a wonderful project because it continues the improvements already made on Front Street making it one, solid walkable area safe for the residents.

Mrs. Spinner stated that she is excited about this being in Ward 2 and has had residents ask her when they will get updates to that area. She asked if the timing of this construction would coincide with the construction of the town homes. Mr. Demasi stated that since there are 50 town homes being built, that might be a multi-year project. He is not sure when the town home project will begin. It is possible there could be town home and roadway construction at the same time.

Mr. Stams moved to bring out Temp. Ord. B-52 with a favorable recommendation, second by Mr. Miller. Motion passed (3-0).

The meeting adjourned at 6:44 p.m.

