

1 RESOLUTION NO. 2019-480

First Reading Passage Requested

(B. Clark)

2
3 SPONSOR Ms. Shapiro

4
5 DATE December 9, 2019

COMMITTEE Planning

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7 **A Resolution confirming an award by the Board of Control of a construction contract with**
8 **Best Commercial Energy Services, Inc. for an HVAC upgrade project at the Medical**
9 **Examiner's Office using a Project Labor Agreement, in Council District 4, in an amount**
10 **not to exceed \$842,000.00, for the Executive's Department of Administrative Services-**
11 **Physical Plants Division, and declaring an emergency.**

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13 WHEREAS, this Council previously adopted Resolution No. 2019-392, which authorized
14 the County Executive to advertise for bids for an HVAC upgrade project at the Medical
15 Examiner's Office using a Project Labor Agreement, in Council District 4, for an estimated total
16 cost not to exceed \$805,000.00; and

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18 WHEREAS, Best Commercial Energy Services, Inc. submitted the lowest bid, in the
19 amount of \$842,000.00, for the project, the cost of which will be reimbursed with the proceeds of
20 a bond issuance; and

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22 WHEREAS, the Board of Control, at its December 4, 2019 meeting, awarded a
23 construction contract with Best Commercial Energy Services, Inc. for an HVAC upgrade project
24 at the Medical Examiner's Office using a Project Labor Agreement, in Council District 4, in an
25 amount not to exceed \$842,000.00, subject to confirmation by County Council; and

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27 WHEREAS, this Council finds and determines, after reviewing all pertinent information,
28 that the aforementioned construction contract with Best Commercial Energy Services, Inc. is
29 necessary and in the best interest of the County of Summit;

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

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34 SECTION 1

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36 The award by the Board of Control of a construction contract with Best Commercial
37 Energy Services, Inc. for an HVAC upgrade project at the Medical Examiner's Office using a
38 Project Labor Agreement, in Council District 4, in an amount not to exceed \$842,000.00, is
39 hereby confirmed, and the County Executive is hereby authorized to execute said construction
40 contract and any other related necessary documents.

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42 SECTION 2

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44 This Council hereby makes the following declaration of official intent under United
45 States Treasury Regulations for purposes of Sections 103 and 141 to 150 of the Internal Revenue
46 Code of 1986 (the " Internal Revenue Code"):

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48 This Council declares, on behalf of the County, that it reasonably expects the
49 expenditures related to the design and construction of the HVAC upgrade project at the Medical
50 Examiner's Office, will be reimbursed with the proceeds of bonds (as defined in Section 150 of
51 the Internal Revenue Code). The maximum principal amount of bonds expected to be issued for
52 the purposes described in this Section 2 is not to exceed \$1,100,000.

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2 PAGE TWO

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4 SECTION 3

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6 This Resolution is hereby declared an emergency in the interest of the health, safety and
7 welfare of the residents of the County of Summit, and for the further reason that it immediately
8 authorizes a necessary construction contract so that the HVAC project may proceed to prevent
9 further deterioration of the Medical Examiner's building.

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11 SECTION 4


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

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17 SECTION 5

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19 It is found and determined that all formal actions of this Council concerning and relating
20 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all
21 deliberations of this Council and of any of its committees that resulted in such formal action,
22 were in meetings open to the public, in compliance with all legal requirements, including Section
23 121.22 of the Ohio Revised Code.

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25
26 INTRODUCED December 9, 2019

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28 ADOPTED December 9, 2019

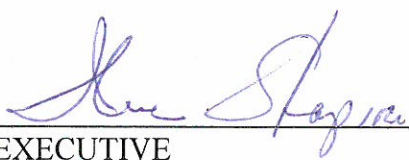
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33 CLERK OF COUNCIL

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PRESIDENT OF COUNCIL

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42 APPROVED December 10, 2019

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EXECUTIVE

ENACTED EFFECTIVE December 10, 2019

Voice Vote: YES - 10-0 Dickinson, Donofrio, Feeman, Koehler, McKenney, Prentice, Rodgers, Schmidt, Walters, Wilhite