

1 RESOLUTION NO. 2021-105

2  
3 SPONSOR Executive Shapiro

4  
5 DATE April 26, 2021 COMMITTEE Public Works

6  
7 **A Resolution declaring the failure in the Pump Station #4 force main, located in Hudson, in**  
8 **Council District 3, an emergency pursuant to Section 177.07(a)(3) of the Codified**  
9 **Ordinances of the County of Summit, and confirming the award by the Board of Control of**  
10 **a construction contract with H.M. Miller Construction Co., in an amount not to exceed**  
11 **\$62,641.12, for an emergency repair to the force main, for the Executive's Department of**  
12 **Sanitary Sewer Services, and declaring an emergency.**

13  
14 WHEREAS, due to the failure in the Pump Station #4 force main, emergency repairs  
15 were required near the Ohio Turnpike, and a section of damaged pipe needed replaced, requiring  
16 the building of a timber matt road to reach an access point to the break; and

17  
18 WHEREAS, H.M Miller Construction Co. was directed to make the emergency repairs  
19 based on their expertise, availability and performance on similar projects; and

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21 WHEREAS, the above referenced circumstances made it necessary for the County to  
22 utilize H.M. Miller Construction Co. for an emergency repair of the Pump Station #4 force main  
23 to be returned to normal operation; and

24  
25 WHEREAS, the Board of Control, at its April 7, 2021 meeting, awarded a construction  
26 contract with H.M. Miller Construction Co., for an emergency repair of said force main, in an  
27 amount not to exceed \$62,641.12; and

28  
29 WHEREAS, this Council finds and determines, after reviewing all pertinent information,  
30 that the aforementioned repairs constitute an emergency repair under Section 177.07(a)(3) of the  
31 Codified Ordinances of the County of Summit and further finds and determines that it is  
32 necessary and in the best interest of the County of Summit to confirm the award by the Board of  
33 Control of a construction contract with H.M. Miller Construction Co. for said emergency repair  
34 of the force main, in an amount not to exceed \$62,641.12;

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36 NOW, THEREFORE, BE IT RESOLVED by the Council of the County of Summit, State  
37 of Ohio, that;

38  
39 SECTION 1

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41 This Council finds and determines that the repair of the Pump Station #4 force main,  
42 located in Hudson, in Council District 3, is an emergency pursuant to Section 177.07(a)(3) of the  
43 Codified Ordinances of the County of Summit.

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45 SECTION 2

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47 The award by the Board of Control of a construction contract with H.M. Miller  
48 Construction Co. for an emergency repair of the Pump Station #4 force main, located in Hudson,  
49 in Council District 3, in an amount not to exceed \$62,641.12, is hereby confirmed and the  
50 Executive is hereby authorized to execute said construction contract and any other necessary  
51 related documents.  
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1 RESOLUTION NO. 2021-105

2 PAGE TWO

3  
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 to immediately  
8 authorize a necessary construction contract with H.M. Miller Construction Co. for an emergency  
9 repair of the Pump Station #4 force main, located in Hudson, in Council District 3.

10  
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.

16  
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.

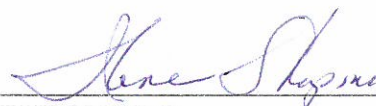
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26 INTRODUCED April 12, 2021

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28 ADOPTED April 26, 2021

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31 \_\_\_\_\_  
32 CLERK OF COUNCIL

  
\_\_\_\_\_  
PRESIDENT OF COUNCIL

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34 APPROVED April 27, 2021

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37 \_\_\_\_\_  
38 EXECUTIVE

39  
40 ENACTED EFFECTIVE April 27, 2021

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