

1 RESOLUTION NO. 2015-278

First Reading Passage Requested

(J. Dodson)

2  
3 SPONSOR Mr. Pry

4  
5 DATE July 6, 2015

COMMITTEE Planning

6  
7 **A Resolution declaring the Ohio Building Electric Service Repairs to be an emergency**  
8 **pursuant to Section 177.07(a)(3) of the Codified Ordinances of the County of Summit, and**  
9 **authorizing the County Executive to enter into a contract for the repair with J.W. Didato**  
10 **Electric, for an amount not to exceed \$130,000.00, and appropriating these funds, for the**  
11 **Executive's Department of Administrative Services, and declaring an emergency.**

12  
13 WHEREAS, on June 16<sup>th</sup>, 2015, the Ohio Building, County Parking Deck and County  
14 Courthouse were struck with a major power outage that left these buildings without power for  
15 the length of the business day; and

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17 WHEREAS, due to the power outage, many County operations were delayed and services  
18 to the public were unable to be performed, thus necessitating an emergency temporary repair to  
19 the main electrical service that supplies those buildings; and

20  
21 WHEREAS, a permanent repair to the main electrical service that supplies those  
22 buildings needs to be completed as soon as possible to ensure long-term electrical service to  
23 those buildings; and

24  
25 WHEREAS, because of the sudden nature of the power outage, the County Executive  
26 utilized J.W. Didato Electric to make the immediate and necessary repairs in order to restore  
27 power in all County-Owned buildings that were affected by the outage with as little down time as  
28 possible; and

29  
30 WHEREAS, the Executive desires to contract with J.W. Didato Electric to perform the  
31 permanent repair to the main electrical service; and

32  
33 WHEREAS, Section 177.07(a)(3) of the Codified Ordinances of the County of Summit  
34 permits the County Executive to enter into agreements without following the competitive bidding  
35 process in times of emergency; and

36  
37 WHEREAS, the necessary temporary and permanent repairs to the main electrical  
38 services hereby determined by this Council to be an emergency pursuant to Section 177.07(a)(3);  
39 and

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41 WHEREAS, it will also be necessary for funds to be appropriated in order to complete  
42 payment to J.W. Didato Electric for services rendered in performing the temporary and  
43 permanent repairs; and

44  
45 WHEREAS, this Council finds and determines, after reviewing all pertinent information,  
46 that the Ohio Building Electric Service Repair constitutes an emergency under Section  
47 177.07(a)(3) of the Codified Ordinances of the County of Summit and further finds and  
48 determines that it is necessary and in the best interest of the County to authorize the County  
49 Executive to enter into an agreement with J.W. Didato Electric as he determines necessary to  
50 complete the Ohio Building Electric Service Repair without having to comply with the  
51 competitive bidding process and to further appropriate the funds necessary to complete the  
52 repairs;

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2 RESOLUTION NO. 2015-278

3 PAGE TWO

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

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8 SECTION 1

9  
10 The Council hereby finds and determines that the aforementioned Ohio Building Electric  
11 Service Repair constitutes an emergency pursuant to Section 177.07(a)(3).

12  
13 SECTION 2

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15 As a result of the emergency circumstances, this Council hereby authorizes the County  
16 Executive to enter into an agreement with J.W. Didato Electric, without complying with the  
17 competitive bidding procedures outlined in Chapter 177, in order to perform necessary repairs, in  
18 an amount not to exceed \$130,000.00.

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20 SECTION 3

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22 Funds are hereby appropriated as follows:

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24 ACCOUNT NO.                      DESCRIPTION                                      AMOUNT  
25 Ohio Building Electric Service Repair  
26 40002-810101-78501              Ohio Building Repairs                                      \$130,000.00  
27 Total - Appropriations    \$130,000.00  
28

29 SECTION 4

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31 The County Fiscal Officer is hereby authorized and directed to effect the within  
32 appropriations.

33  
34 SECTION 5

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36 This Resolution is hereby declared an emergency in the interest of the health, safety and  
37 welfare of the citizens of the County of Summit, and for the further reason to perform the  
38 necessary repairs and restore full functionality to the main electrical service supplying the  
39 aforementioned buildings.

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41 SECTION 6

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

46  
47 SECTION 7

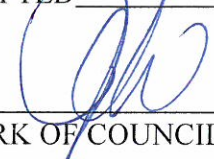
48  
49 It is found and determined that all formal actions of this Council concerning and relating  
50 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all  
51 deliberations of this Council and of any of its committees that resulted in such formal action,  
52 were in meetings open to the public, in compliance with all legal requirements, including Section  
53 121.22 of the Ohio Revised Code.  
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RESOLUTION NO. 2015-278  
PAGE THREE

INTRODUCED July 6, 2015

ADOPTED July 6, 2015

  
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CLERK OF COUNCIL

  
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PRESIDENT OF COUNCIL

APPROVED July 7, 2015

  
\_\_\_\_\_  
EXECUTIVE

ENACTED EFFECTIVE July 7, 2015

Voice Vote: 11-0 YES: Comunale, Crawford, Donofrio, Feeman, Kostandaras, Kurt, Lee, Prentice, Rodgers, Schmidt, Shapiro