

1 RESOLUTION NO. 2015-366

First Reading Passage Requested
(H. Swindell)

2
3 SPONSOR Mr. Pry

4
5 DATE August 31, 2015

COMMITTEE Public Works

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7 **A Resolution appropriating funds, in the amount of \$332,424.76, for Change Order No. 3**
8 **(19% cumulative increase) for the Little Cuyahoga River Replacement Project, for the**
9 **Engineer, and declaring an emergency.**

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11 WHEREAS, County Council previously adopted Resolution No. 2014-214, which
12 confirmed an award by the Board of Control of a construction contract with Kenmore
13 Construction Company, Inc., for the East North Street Bridge over Little Cuyahoga River
14 Replacement Project (the "Project"), in Council District 4, in an amount not to exceed
15 \$2,116,059.90, and appropriating expenditures in the amount of \$2,539,271.52; and

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17 WHEREAS, Council subsequently adopted Resolution No. 2015-306, which
18 appropriated funds, in the amount of \$69,715.91, for Change Order No. 2 for the Project into a
19 capital project fund,

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21 WHEREAS, it is necessary to appropriate funds, in the amount of \$332,424.76, for
22 Change Order No. 3 (19% cumulative increase) for the Project; and

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24 WHEREAS, pursuant to Section 177.14(e) of the Codified Ordinances of the County of
25 Summit, the approval of the Board of Control will be required for Change Order No. 3 because it
26 exceeds a 15% cumulative increase; and

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28 WHEREAS, this Council finds and determines, after reviewing all pertinent information,
29 that it is necessary and in the best interest of the County of Summit to appropriate funds, in the
30 amount of \$332,424.76, for Change Order No. 3 (19% cumulative increase) for the Project;

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

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35 SECTION 1

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37 Funds are hereby appropriated as follows:

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39 Engineer: East North Street Bridge over the Little Cuyahoga River

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<u>Account No.</u>	<u>Description</u>	<u>Amount</u>
43216-4127-19503	Bond Proceeds	\$332,424.76
Total East North Street Bridge Project Funding		\$332,424.76
43216-4127-78501	Capital Outlay	\$332,424.76
Total East North Street Bridge Project Funding		\$332,424.76

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48 SECTION 2

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50 The County Fiscal Officer is hereby authorized and directed to effect the within
51 appropriations.

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1 RESOLUTION NO. 2015-366

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 citizens of the County of Summit and for the further reason to immediately
8 appropriate funds for Change Order No. 3 for the East North Street Bridge over Little Cuyahoga
9 River Replacement Project.

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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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26 INTRODUCED August 31, 2015

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28 ADOPTED August 31, 2015

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32 CLERK OF COUNCIL

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PRESIDENT OF COUNCIL

34 APPROVED September 1, 2015

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38 EXECUTIVE

40 ENACTED EFFECTIVE September 1, 2015

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