

1 RESOLUTION NO. 2019-458

2  
3 SPONSOR Ms. Shapiro

4  
5 DATE December 9, 2019

COMMITTEE Public Works

6  
7 **A Resolution declaring a break in a gravity sanitary sewer intake line at Pump Station #30**  
8 **in Green, in Council District 8, an emergency pursuant to Section 177.07(a)(3) of the**  
9 **Codified Ordinances, and confirming an award by the Board of Control of a construction**  
10 **contract with Kenmore Construction Co., Inc. in an amount not to exceed \$102,844.66, for**  
11 **an emergency repair to the gravity sanitary sewer intake line, for the Executive's**  
12 **Department of Sanitary Sewer Services, and declaring an emergency.**

13  
14 WHEREAS, due to a break in a gravity sanitary sewer intake line at Pump Station #30 in  
15 Green, in Council District 8, it is necessary for the County to utilize Kenmore Construction Co.,  
16 Inc., for an emergency repair of said gravity sanitary sewer intake line; and

17  
18 WHEREAS, the Board of Control, at its November 27, 2019 meeting, awarded a  
19 construction contract with Kenmore Construction Co., Inc., for an emergency repair of said  
20 gravity sanitary sewer intake line, in an amount not to exceed \$102,844.66, subject to  
21 confirmation by County Council; and

22  
23 WHEREAS, this Council finds and determines, after reviewing all pertinent information,  
24 that the aforementioned repair constitutes an emergency repair under Section 177.07(a)(3) and  
25 further finds and determines that it is necessary and in the best interest of the County of Summit  
26 to confirm the award by the Board of Control of a construction contract with Kenmore  
27 Construction Co., Inc., for said emergency repair of the gravity sanitary sewer intake line, in an  
28 amount not to exceed \$102,844.66;

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

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33 SECTION 1

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35 This Council finds and determines that the repair of a gravity sanitary sewer intake line at  
36 Pump Station #30 in Green, in Council District 8, is an emergency pursuant to Section  
37 177.07(a)(3) of the Codified Ordinances of the County of Summit.

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39 SECTION 2

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41 The award by the Board of Control of a construction contract with Kenmore Construction  
42 Co., Inc., for an emergency repair of the gravity sanitary sewer intake line at Pump Station #30  
43 in Green, in Council District 8, in an amount not to exceed \$102,844.66, is hereby confirmed and  
44 the County Executive is hereby authorized to execute such construction contract and any other  
45 necessary related documents.  
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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 Kenmore Construction Co., Inc. for an  
9 emergency repair of the gravity sanitary sewer intake line at Pump Station #30 in Green, in  
10 Council District 8.

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12 SECTION 4

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

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18 SECTION 5

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20 It is found and determined that all formal actions of this Council concerning and relating  
21 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all  
22 deliberations of this Council and of any of its committees that resulted in such formal action,  
23 were in meetings open to the public, in compliance with all legal requirements, including Section  
24 121.22 of the Ohio Revised Code.

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27 INTRODUCED December 2, 2019

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29 ADOPTED December 9, 2019

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34 CLERK OF COUNCIL

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39 PRESIDENT OF COUNCIL

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41 APPROVED December 10, 2019

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44 \_\_\_\_\_  
45 EXECUTIVE

46 ENACTED EFFECTIVE December 10, 2019

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