

1 RESOLUTION NO. 2021-133

2
3 SPONSOR Executive Shapiro

4
5 DATE May 24, 2021

COMMITTEE Planning

6
7 **A Resolution confirming the award by the Board of Control of a construction contract with**
8 **Boak & Sons, Inc. for the Ohio Building Roof Replacement Project, located in the City of**
9 **Akron, in Council District 5, in an amount not to exceed \$846,898.00, for the Executive's**
10 **Department of Administrative Services–Physical Plants, and declaring an emergency.**

11
12 WHEREAS, the existing roofs on the Ohio Building, located in the City of Akron, in
13 Council District 5, were installed in two phases, 24 and 31 years ago, respectively, are in poor
14 shape and accordingly need to be replaced; and

15
16 WHEREAS, the existing roofs are EPDM membranes, and the replacement roofs will be
17 fully adhered EPDM membranes with additional insulation to meet current building codes and
18 the replacement roofs will be covered by 20-year warranties; and

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20 WHEREAS, the Ohio Building Roof Replacement Project was approved as part of the
21 Capital Improvements Program for 2021-2026 by Resolution No. 2021-037; and

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23 WHEREAS, it is expected that the cost of said project will be reimbursed through the
24 issuance of general obligation bonds at a future date; and

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26 WHEREAS, this Council previously adopted Resolution No. 2021-030, which authorized
27 the Executive to advertise for bids for the Ohio Building Roof Replacement Project, for an
28 estimated total cost not to exceed \$886,500.00; and

29
30 WHEREAS, after soliciting bids, the lowest bidder, did not satisfy the Responsible
31 Contractor criteria as outlined in Section 177.14(f) of the Codified Ordinances of the County of
32 Summit, thus making Boak & Sons, Inc. the lowest responsive and responsible bidder; and

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34 WHEREAS, the Board of Control, at its meeting held April 28, 2021, awarded a
35 construction contract with Boak & Sons, Inc., a contractor that has experience with large roofing
36 projects including completion of last year's Summit County Jail Roof Replacement Project, as
37 the lowest responsive and responsible bidder for the Ohio Building Roof Replacement Project, in
38 an amount not to exceed \$846,898.00; and

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40 WHEREAS, this Council finds and determines, after reviewing all pertinent information,
41 that the aforementioned construction contract with Boak & Sons, Inc. is necessary and in the best
42 interest of the County of Summit; and

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

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

1 RESOLUTION NO. 2021-133

2 PAGE TWO

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4 SECTION 1

5
6 The award by the Board of Control of a construction contract with Boak & Sons, Inc. for
7 the Ohio Building Roof Replacement Project, located in the City of Akron, in Council District 5,
8 in an amount not to exceed \$846,898.00, is hereby confirmed and the Executive is hereby
9 authorized to execute said construction contract and any other necessary related documents.

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11 SECTION 2

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13 This Council hereby makes the following declaration of official intent under United
14 States Treasury Regulations for purposes of Sections 103 and 141 to 150 of the Internal Revenue
15 code of 1986 (the "Internal Revenue Code"): This Council declares, on behalf of the County,
16 that it reasonably expects the expenditures related to the replacement and construction of the
17 roofs at the Ohio Building will be reimbursed with the proceeds of bonds (as defined in Section
18 150 of the Internal Revenue Code). The maximum principal amount of bonds expected to be
19 issued for the purpose described in this section 2 is not to exceed \$1,200,000.00.

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21 SECTION 3

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23 This Resolution is declared an emergency in the interest of the health, safety, and welfare
24 of the residents of the County of Summit, and for the further reason that it authorizes the
25 Executive to immediately a necessary construct for new roofs for the Ohio Building.

26
27 SECTION 4

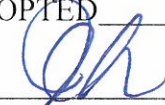
28
29 Provided this Resolution receives the affirmative vote of eight members, it shall take
30 effect immediately upon its adoption and approval by the Executive; otherwise, it shall take
31 effect and be in force at the earliest time provided by law.

32
33 SECTION 5

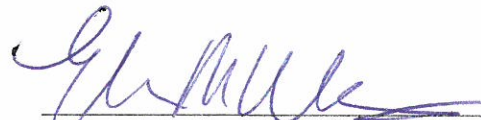
34
35 It is found and determined that all formal actions of this Council concerning and relating
36 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all
37 deliberations of this Council and any of its committees that resulted in such formal action, were
38 in meetings open to the public, in compliance with all legal requirements, including Section
39 121.22 of the Ohio Revised Code.

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41 INTRODUCED May 10, 2021

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43 ADOPTED May 24, 2021

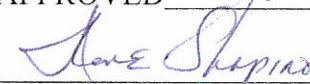
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46 CLERK OF COUNCIL



PRESIDENT OF COUNCIL

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48 APPROVED May 25, 2021

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51 EXECUTIVE

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53 ENACTED EFFECTIVE May 25, 2021