RESOLUTION NO. 2022-035

SPONSOR Executive Shapiro

DATE February 28, 2022 COMMITTEE Planning

A Resolution confirming the award by the Board of Control of a construction contract with E. Lee Construction, Inc. for the Courthouse Roof Replacement Project, located in Akron, in District 4, for an amount not to exceed $639,960.00, for the Executive's Department of Administrative Services—Physical Plants, and declaring an emergency.

WHEREAS, the existing roofs on the Courthouse and Annex, located in Akron, in Council District 4, are in poor shape and need to be replaced through the Courthouse Roof Replacement Project (the "Project"); and

WHEREAS, the flat roof on the Annex was installed in 1984 and the installation date of the shingle roof on the Courthouse is unknown, but the shingles are starting to deteriorate and blow off the roof; and

WHEREAS, the Project will allow for installation of a new EPDM membrane roof with a 20-year warranty to the Annex and installation of new shingles with a 30-year warranty to the Courthouse roof; and

WHEREAS, the Executive wishes to undertake the Project to improve and maintain the Courthouse and Annex; and

WHEREAS, this Council previously adopted Resolution No. 2021-371, which authorized the Executive to advertise for bids for the Project, for an estimated total cost not to exceed $750,000.00; and

WHEREAS, after reviewing bids, the Executive has selected E. Lee Construction, Inc. as the lowest responsive and responsible bidder; and

WHEREAS, the Board of Control, at its meeting held on January 26, 2021, awarded a construction contract with E. Lee Construction, Inc. for the Project, in an amount not to exceed $639,960.00; and

WHEREAS, this Council finds and determines, after reviewing all pertinent information, that the aforementioned construction contract with E. Lee Construction, Inc., is necessary and in the best interest of the County of Summit;

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

SECTION 1

The award by the Board of Control of a construction contract with E. Lee Construction, Inc. for the Courthouse Roof Replacement Project, located in Akron, in District 4, for an amount not to exceed $639,960.00, is hereby confirmed and the Executive is hereby authorized to execute said construction contract and any other necessary related documents.
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SECTION 2

This Council hereby makes the following declaration of official intent under United States Treasury Regulations for purposes of Sections 103 and 141 to 150 of the Internal Revenue Code of 1986 (the "Internal Revenue Code"). This Council declares, on behalf of the County, that it reasonably expects the expenditures related to installation of a new roofs to the Courthouse and Annex will be reimbursed with the proceeds of the bonds (as defined in Section 150 of the Internal Revenue Code). The maximum principal amount of bonds expected to be issued for the purpose described in this Section 2 is not to exceed $1,000,000.00.

SECTION 3

This Resolution is declared an emergency in the interest of the health, safety, and welfare of the residents of the County of Summit, and for the further reason that it authorizes the Executive to immediately undertake the necessary replacement of the roofs of the Courthouse and Annex.

SECTION 4

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

SECTION 5

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

INTRODUCED February 7, 2022

ADOPTED February 28, 2022

CLERK OF COUNCIL

APPROVED February 28, 2022

EXECUTIVE

ENACTED EFFECTIVE March 3, 2022

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