

1 RESOLUTION NO. 2022-257

2  
3 SPONSOR Executive Shapiro

4  
5 DATE September 19, 2022

COMMITTEE Public Works

6  
7 **A Resolution rescinding Resolution No. 2022-156 which awarded a construction contract to**  
8 **Rudzik Excavating, Inc. and confirming the award by the Board of Control authorizing the**  
9 **Executive to execute a construction contract with Wingfoot Rental & Development Co. for**  
10 **the Q-615 Pump Station No. 81 Force Main Replacement Project, located in the City of**  
11 **Tallmadge, in Council District 6, in an amount not to exceed \$294,861.50, for the**  
12 **Executive's Department of Sanitary Sewer Services, and declaring an emergency.**

13  
14 WHEREAS, the County needs to fund the Q-615 Pump Station No. 81 Force Main  
15 Replacement Project (the "Project"), located in the City of Tallmadge, in Council District 6, to  
16 replace portions of a force main to prevent future health hazards; and

17  
18 WHEREAS, this Council previously adopted Resolution No. 2022-051, which amended  
19 Resolution No. 2021-053, which authorized the Executive to execute a Cooperative Agreement  
20 with the Ohio Water Development Authority to provide a loan amount not to exceed  
21 \$509,981.00, for a term of twenty years with an interest rate of four percent, to fund the Project;  
22 and

23  
24 WHEREAS, this Council subsequently adopted Resolution No. 2021-176, which  
25 amended Resolution No. 2020-186, which authorized the Executive to advertise for bids for the  
26 Project, for an estimated total cost not to exceed \$440,000.00; and

27  
28 WHEREAS, this Council subsequently adopted Resolution No. 2022-156, which  
29 awarded a construction contract to Rudzik Excavating, Inc., as the lowest responsive and  
30 responsible bidder for the Project; and

31  
32 WHEREAS, Rudzik Excavating, Inc. declined the contract award, therefore, Resolution  
33 No. Resolution No. 2022-156 needs to be rescinded; and

34  
35 WHEREAS, the Board of Control at its meeting held on August 17, 2022, awarded a  
36 construction contract for the Project to Wingfoot Rental & Development Co., as the second  
37 lowest responsive and responsible bidder for the Project, in an amount not to exceed  
38 \$294,861.50, subject to confirmation by this Council; and

39  
40 WHEREAS, this Council finds and determines, after reviewing all pertinent information,  
41 that the aforementioned construction contract with Wingfoot Rental & Development Co. is  
42 necessary and in the best interest of the County of Summit;

43  
44 NOW, THEREFORE, BE IT RESOLVED by the Council of the County of Summit, State  
45 of Ohio, that:

46  
47 SECTION 1

48  
49 The previously adopted Resolution No. 2022-156, which awarded a construction contract  
50 to Rudzik Excavating, Inc., is hereby rescinded and the award of the Board of Control of a  
51 construction contract with Wingfoot Rental & Development Co., for the Q-615 Pump Station No  
52

1 RESOLUTION NO. 2022-257

2 PAGE TWO

3  
4 No. 81 Force Main Replacement Project, located in the City of Tallmadge, in Council District 6,  
5 in an amount not to exceed \$294,861.50, is hereby confirmed and the Executive is hereby  
6 authorized to execute said construction contract and any other necessary related documents.

7  
8 SECTION 2

9  
10 This Resolution is declared an emergency in the interest of the health, safety and welfare  
11 of the residents of the County of Summit and for the further reason to immediately execute a  
12 necessary construction contract so that the Project may proceed in a timely manner.

13  
14 SECTION 3

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

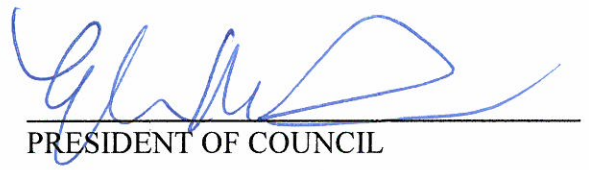
19  
20 SECTION 4

21  
22 It is found and determined that all formal actions of the Council concerning and relating  
23 to the adoption of the Resolution were adopted in an open meeting of this Council, and that all  
24 deliberations of this Council and of any of its committees that resulted in such formal action,  
25 were in meetings open to the public, in compliance with all legal requirements, including Section  
26 121.22 of the Ohio Revised Code.

27  
28  
29 INTRODUCED August 29, 2022

30  
31 ADOPTED September 19, 2022

32  
33  
34   
35 CLERK OF COUNCIL

  
PRESIDENT OF COUNCIL

36  
37 APPROVED September 19, 2022

38  
39  
40   
41 EXECUTIVE

42  
43 ENACTED EFFECTIVE September 21, 2022

Voice Vote - YES: 10-0: DeVitis, Dickinson, Donofrio, McKenney,  
Rodgers, Schmidt, Sims, Walters, Wiedie Higham, Wilhite

ABSENT: Darrow