

1 RESOLUTION NO. 2023-129

2

3 SPONSOR Executive Shapiro

4

5 DATE May 1, 2023

COMMITTEE Public Safety

6

7 **A Resolution declaring repairs at the Jail, located in the City of Akron, in Council District**  
8 **4, an emergency pursuant to Section 177.07(a)(3) of the Codified Ordinances of the County**  
9 **of Summit, and confirming the award by the Board of Control of a construction contract**  
10 **with Foti Contracting for the Summit County Jail Shower Renovations Project, in an**  
11 **amount not to exceed \$1,931,601.85, for the Executive’s Department of Administrative**  
12 **Services-Physical Plants, and declaring an emergency.**

13

14 WHEREAS, this Council previously adopted Resolution No. 2022-052, which authorized  
15 the Executive to enter into agreements with various contractors for HVAC and Plumbing projects  
16 at the Jail in an amount not to exceed \$11,132,343.00; and

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18 WHEREAS, this Council subsequently adopted Resolution No. 2022-378, which  
19 authorized the Executive to advertise for bids for the shower renovation project for an estimated  
20 costs not to exceed \$1,300,000.00, with only one bid received for \$2,200,000.00, which was not  
21 accepted at that time; and

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23 WHEREAS, while the HVAC and Plumbing projects are ongoing at the Jail, Foti  
24 Contracting has proposed to upgrade the original showers in the Jail for a cost not to exceed  
25 \$1,931,601.85, which was secured using order contracting co-op purchasing; and

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27 WHEREAS, due to the ongoing construction projects, Jail staff are required to move  
28 inmates in and out of different areas of the Jail so renovations can be completed. It is for safety  
29 reasons that it is necessary for the County to utilize Foti Contracting for an emergency repair of  
30 said showers to be returned to normal operation as soon as possible; and

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32 WHEREAS, the Board of Control, at its meeting held on April 19, 2023, awarded a  
33 construction contract with Foti Contracting for the Summit County Jail Shower Renovations  
34 Project, as an emergency repair pursuant to Section 177.07(a)(3) of the Codified Ordinances of  
35 the County of Summit, in an amount not to exceed \$1,931,601.85, subject to confirmation by  
36 this Council; and

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38 WHEREAS, this Council finds and determines, after reviewing all pertinent information,  
39 that the aforementioned repairs constitute an emergency under Section 177.07(a)(3) of the  
40 Codified Ordinances of the County of Summit and further finds and determines that it is  
41 necessary and in the best interest of the County of Summit to confirm an award by the Board of  
42 Control of a construction contract with Foti Contracting is necessary and in the best interest of  
43 the County of Summit;

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

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48 SECTION 1

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50 This Council finds and determines that the repairs of the Jail, located in the City of Akron,  
51 in Council District 4, are an emergency pursuant to Section 177.07(a)(3) of the Codified

1 Ordinances of the County of Summit.  
2 RESOLUTION NO. 2023-12  
3 PAGE TWO

4  
5 SECTION 2

6  
7 The award by the Board of Control of a construction contract with Foti Contracting for  
8 the Summit County Jail Shower Renovations, in an amount not to exceed \$1,931,601.85, is  
9 hereby confirmed and the Executive is hereby authorized to execute said maintenance contract  
10 and any other necessary related documents.

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12 SECTION 3

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14 This Resolution is declared an emergency in the interest of the health, safety, and welfare  
15 of the residents of the County of Summit, and for the further reason that it immediately  
16 authorizes a necessary construction contract for the Summit County Jail Shower Renovations so  
17 that the Project may commence as expeditiously as possible.

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19 SECTION 4

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

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25 SECTION 5

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27 It is found and determined that all formal actions of this Council concerning and relating  
28 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all  
29 deliberations of this Council and any of its committees that resulted in such formal action, were  
30 in meetings open to the public, in compliance with all legal requirements, including Section  
31 121.22 of the Ohio Revised Code.

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34 INTRODUCED May 1, 2023

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36 ADOPTED May 15, 2023

37 DocuSigned by:  
38   
39 \_\_\_\_\_  
40 CLERK OF COUNCIL

DocuSigned by:  
  
\_\_\_\_\_  
PRESIDENT OF COUNCIL

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42 APPROVED May 15, 2023

43 DocuSigned by:  
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45 \_\_\_\_\_  
46 EXECUTIVE

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48 ENACTED EFFECTIVE May 16, 2023