

1 RESOLUTION NO. 2023-171

2

3 SPONSOR Executive Shapiro

4

5 DATE June 5, 2023 COMMITTEE Public Works

6

7 **A Resolution confirming the award by the Board of Control of a construction contract with**  
8 **Eclipse Co., LLC for the 2023 Summit County Culvert Replacement Program, in an**  
9 **amount not to exceed \$337,300.00, for the Engineer, and declaring an emergency.**

10

11 WHEREAS, this Council previously adopted Resolution No. 2022-370, which authorized  
12 the Executive to advertise, as needed, for bridge engineering and construction projects including  
13 culvert maintenance projects, for the Engineer’s 2023 Capital Improvements Program, and  
14 federal and state funded projects, for an estimated total cost not to exceed \$13,962,800.00; and

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16 WHEREAS, said projects were approved as part of the Capital Improvements Program  
17 for 2023-2028 by Resolution No. 2023-025; and

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19 WHEREAS, the proposed work consists of replacing two County owned culverts, one on  
20 Eastern Road and the other on Yellow Creek Road. Sagamore Hills Township is also replacing  
21 one of their township owned culverts; and

22

23 WHEREAS, the contract total will be broken down by political subdivision as  
24 follows with each subdivision responsible for directly paying Eclipse Co., LLC:

25

26 County share: \$289,225.00  
27 Sagamore Hills Township: \$48,075.00; and

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29 WHEREAS, following the receipt and review of four bids, the Executive wishes to enter  
30 into a construction contract with Eclipse Co., LLC for the 2023 Summit County Culvert  
31 Replacement Program, in an amount not to exceed \$337,300.00; and

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33 WHEREAS, the Board of Control, at its meeting held May 17, 2023, awarded a  
34 construction contract with Eclipse Co., LLC, as the lowest responsive and responsible bidder, for  
35 the 2023 Summit County Culvert Replacement Program, in an amount not to exceed  
36 \$337,300.00, subject to confirmation by this Council; and

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38 WHEREAS, this Council finds and determines, after reviewing all pertinent information,  
39 that the aforementioned construction contract with Eclipse Co., LLC is necessary and in the best  
40 interest of the County of Summit;

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

44

45 SECTION 1

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47 The award by the Board of Control of a construction contract with Eclipse Co., LLC for  
48 the 2023 Summit County Culvert Replacement Program, in an amount not to exceed  
49 \$337,300.00, is hereby confirmed and the Executive is hereby authorized to execute said  
50 construction contract and any necessary related documents.

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1 RESOLUTION NO. 2023-171

2 PAGE TWO

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4 SECTION 2

5

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 provide for a necessary construction contract for the 2023 Summit County Culvert Replacement  
9 Program in order for it to proceed as expeditiously as possible.

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11 SECTION 3

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

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17 SECTION 4

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

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26 INTRODUCED June 5, 2023

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28 ADOPTED June 26, 2023

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30 DocuSigned by:  
  
F8D2DB132BE041B...

31  
32 CLERK OF COUNCIL

33

DocuSigned by:  
  
C85A940FE4BA42A...

34 PRESIDENT OF COUNCIL

34 APPROVED June 26, 2023

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36 DocuSigned by:  
  
C8D33E40D287473...

37  
38 EXECUTIVE

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40 ENACTED EFFECTIVE June 27, 2023