

1 RESOLUTION NO. 2023-360

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3 SPONSOR Executive Shapiro

4

5 DATE November 27, 2023

COMMITTEE Public Works

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7 **A Resolution declaring the failure in the gravity main sewer caused by sewer line breaks on**
8 **Gorge Park Boulevard, located in the City of Stow, in Council District 3, an emergency**
9 **pursuant to Section 177.07(a)(3) of the Codified Ordinances of the County of Summit, and**
10 **confirming the award by the Board of Control of a construction contract with Wingfoot**
11 **Rental & Development Co., in an amount not to exceed \$178,169.11, for an emergency**
12 **repair to the gravity main sewer, for the Executive’s Department of Sanitary Sewer**
13 **Services, and declaring an emergency.**

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15 WHEREAS, due to the failure in the gravity main sewer, emergency repairs were
16 required to repair the sewer line breaks in the 20 inch gravity main sewer that included three
17 broken lateral connections, in the gorge south of Gorge Park Boulevard and east of Patty Ann
18 Drive, located in the City of Stow, in Council District 3; and

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20 WHEREAS, Wingfoot Rental & Development Co. was directed to make the emergency
21 repairs based on their expertise, availability and performance on similar projects; and

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23 WHEREAS, the above referenced circumstances made it necessary for the County to
24 utilize Wingfoot Rental & Development Co. for an emergency repair of the gravity main sewer
25 on Gorge Park Boulevard, located in the City of Stow, in Council District 3, to be returned to
26 normal operations; and

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28 WHEREAS, the Board of Control, at its meeting held on October 11, 2023, awarded a
29 construction contract with Wingfoot Rental & Development Co. for an emergency repair of said
30 gravity main sewer, in an amount not to exceed \$178,169.11, subject to confirmation by this
31 Council; and

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33 WHEREAS, this Council finds and determines, after reviewing all pertinent information,
34 that the aforementioned repairs constitute an emergency repair under Section 177.07(a)(3) of the
35 Codified Ordinances of the County of Summit and further finds and determines that it is
36 necessary and in the best interest of the County of Summit to confirm the award by the Board of
37 Control of a construction contract with Wingfoot Rental & Development Co. for said emergency
38 repair of the gravity main sewer, in an amount not to exceed \$178,169.11;

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

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43 SECTION 1

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45 This Council finds and determines that the repair of the gravity main sewer on Gorge
46 Park Boulevard, located in the City in Stow, in Council District 3, is an emergency pursuant to
47 Section 177.07(a)(3) of the Codified Ordinance of the County of Summit.

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1 RESOLUTION NO. 2023-360

2 PAGE TWO

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4 SECTION 2

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6 The award by the Board of Control of a construction contract with Wingfoot Rental &
7 Development Co. for an emergency repair of the gravity main sewer on Gorge Park Boulevard,
8 located in the City of Stow, in Council District 3, in an amount not to exceed \$178,169.11, is
9 hereby confirmed and the Executive is hereby authorized to execute said construction 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 to immediately authorize a
16 necessary construction contract with Wingfoot Rental & Development Co. for an emergency
17 repair of the gravity main sewer on Gorge Park Boulevard, located in the City of Stow, in
18 Council District 3.

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20 SECTION 4

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

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26 SECTION 5

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28 It is found and determined that all formal actions of the Council concerning and relating
29 to the adoption of the Resolution were adopted in an open meeting of this Council, and that all
30 deliberations of this Council and of any of its committees that resulted in such formal action,
31 were in meetings open to the public, in compliance with all legal requirements, including Section
32 121.22 of the Ohio Revised Code.

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35 INTRODUCED November 27, 2023

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38 ADOPTED December 4, 2023

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42 CLERK OF COUNCIL

DocuSigned by:

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PRESIDENT OF COUNCIL

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44 APPROVED December 4, 2023

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48 EXECUTIVE

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50 ENACTED EFFECTIVE December 5, 2023

Voice Vote – YES: 11 – 0: Darrow, DeVitis, Dickinson, Donofrio, McKenney,
Rodgers, Schmidt, Sims, Walters, Wiedie Higham, Wilhite