

1 RESOLUTION NO. 2023-365

2

3 SPONSOR Executive Shapiro

4

5 DATE November 27, 2023

COMMITTEE Planning

6

7 **A Resolution confirming the award by the Board of Control of a construction contract with**
8 **Gator Construction Inc. for the Courthouse Retaining Walls Rebuild Project, located in the**
9 **City of Akron, in Council District 5, for an amount not to exceed \$89,777.00, for the**
10 **Executive’s Department of Administrative Services–Physical Plants, and declaring an**
11 **emergency.**

12

13 WHEREAS, the Courthouse’s retaining walls were originally built out of the old
14 courthouse steps that went from High Street up to the Courthouse; and

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16 WHEREAS, during a past renovation, the original retaining walls were used to build the
17 current retaining walls. Over time, they have started to lean forward from hydraulic pressure
18 behind them necessitating the Courthouse Retaining Walls Rebuild Project (the “Project”) to
19 preserve the structural integrity and safety of the retaining walls; and

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

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24 WHEREAS, this Council previously adopted Resolution No. 2022-035, which authorized
25 the Executive to advertise for bids for the Project, for an estimated total cost not to exceed
26 \$100,000.00; and

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28 WHEREAS, after reviewing bids, the Executive has selected Gator Construction Inc. as
29 the lowest responsive and responsible bidder. Gator Construction Inc.’s bid was more than 10%
30 under the estimated amount and they are a company that has done excellent work for the County
31 in the past; and

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33 WHEREAS, the Board of Control, at its meeting held on November 22, 2023, awarded a
34 construction contract with Gator Construction Inc. for the Project, in an amount not to exceed
35 \$89,777.00, subject to confirmation by this Council; and

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

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

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44 SECTION 1

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46 The award by the Board of Control of a construction contract with Gator Construction
47 Inc. for the Courthouse Retaining Walls Rebuild Project, located in the City of Akron, in Council
48 District 5, for an amount not to exceed \$89,777.00, is hereby confirmed and the Executive is
49 hereby authorized to execute said construction contract and any other necessary related
50 documents.

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4 SECTION 2

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6 This Resolution is declared an emergency in the interest of the health, safety, and welfare
7 of the residents of the County of Summit, and for the further reason that it authorizes the
8 Executive to immediately undertake the necessary rebuild of the Courthouse Retaining Wall.

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10 SECTION 3

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

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16 SECTION 4

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

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25 INTRODUCED November 27, 2023

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28 ADOPTED December 4, 2023

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30 DocuSigned by:

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32 CLERK OF COUNCIL

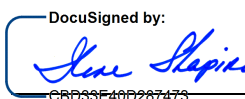
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34 PRESIDENT OF COUNCIL

35 APPROVED December 4, 2023

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37 DocuSigned by:

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38 EXECUTIVE

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40 ENACTED EFFECTIVE December 5, 2023

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