RESOLUTION NO. 2014-578

SPONSOR Mr. Pry

DATE December 8, 2014

COMMITTEE Public Works

A Resolution declaring the recent structural damage discovered on Yellow Creek Road, located in Bath Township, in Council District 4, to be an emergency pursuant to Section 177.07(a)(3) of the Codified Ordinances of the County of Summit, and authorizing the Executive to enter into a purchase agreement, subject to approval by the Board of Control, without competitive bidding, for a pair of temporary traffic signals from American Roadway Logistics, Inc., in an amount not to exceed $50,000.00, for the Engineer, and declaring an emergency.

WHEREAS, the County Engineer was recently informed that major damage has recently occurred that endangers the integrity of a section of Yellow Creek Rd., located in Bath Township, in Council District 4, which damage represents a threat to public safety; and

WHEREAS, in order to effectuate repairs, the Engineer will need to close one lane of the road, resulting in the need for the use of temporary traffic signals in order to maintain the safe flow of traffic on Yellow Creek Rd.; and

WHEREAS, the Engineer wishes to close one lane of Yellow Creek Rd. as soon as possible in order to begin the repair process; and

WHEREAS, it is necessary for the County to purchase a pair of temporary traffic signals from American Roadway Logistics, Inc., located in Richfield, as soon as possible in order to provide for the safe closure of one lane of Yellow Creek Rd.; and

WHEREAS, Section 177.07(a)(3) of the Codified Ordinances of the County of Summit permits the County Executive to enter into agreements without following the competitive bidding process in times of emergency; and

WHEREAS, this Council finds and determines, after reviewing all pertinent information, that the damage to Yellow Creek Road, located in Bath Township, in Council District 4, constitutes an emergency pursuant to Section 177.07(a)(3) of the Codified Ordinances of the County of Summit, and that it is necessary to authorize the Executive to enter into a purchase agreement, subject to approval by the Board of Control, without competitive bidding, for a pair of temporary traffic signals from American Roadway Logistics, Inc., in an amount not to exceed $50,000.00;

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

SECTION 1

This Council hereby finds and determines that the aforementioned damage to Yellow Creek Road, located in Bath Township, in Council District 4, is an emergency pursuant to Section 177.07(a)(3) of the Codified Ordinances of the County of Summit.
SECTION 2

Council further determines that it is necessary to enter into a purchase agreement, subject to approval by the Board of Control, without competitive bidding pursuant to section 177.07(a)(3) of the Codified Ordinances of the County of Summit, to purchase two temporary traffic signals from American Roadway Logistics, Inc., in an amount not to exceed $50,000.00.

SECTION 3

This Resolution is hereby declared an emergency in the interest of the health, safety and welfare of the citizens of the County of Summit, and for the further reason to allow for the immediate closure of one lane of Yellow Creek Road and the purchase of a pair of temporary traffic lights.

SECTION 4

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

SECTION 5

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

INTRODUCED December 8, 2014
ADOPTED December 8, 2014

CLERK OF COUNCIL

APPROVED December 9, 2014

EXECUTIVE

ENACTED EFFECTIVE December 9, 2014

Voice Vote: 8-0 YES: Comunale, Crawford, Feeman, Kurt, Lee, Roemer, Schmidt, Shapiro
ABSENT: Kostandaras, Prentice, Rodgers