

1 RESOLUTION NO. 2016-056

2
3 SPONSOR Mr. Pry

4
5 DATE February 29, 2016 COMMITTEE Public Works

6
7 **A Resolution confirming an award by the Board of Control of a construction contract to**
8 **Matt Winters Excavating, LLC for the Greentree Apartments Sewer Extension Project (Q-**
9 **954), in an amount not to exceed \$94,800.00, and appropriating funds, for the County**
10 **Executive's Department of Sanitary Sewer Services, and declaring an emergency.**

11
12 WHEREAS, the Ohio Environmental Protection Agency has found that Permanent Parcel
13 Nos. 28-10866, 28-10867, and 28-10868, in the City of Green (the "Parcels") have a failing
14 privately-owned sanitary waste treatment plant; and

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16 WHEREAS, a Consent Order in Court of Common Pleas Case No. 2013-05-2229 was
17 issued, which ordered the owner of the Parcels to connect with the County's sanitary sewer
18 system; and

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20 WHEREAS, this Council previously adopted Resolution No. 2015-230, which authorized
21 the County Executive to advertise for bids for the Greentree Apartments Sewer Extension Project
22 (Q-954), for an estimated total cost not to exceed \$102,334.28, in the City of Green, in Council
23 District 8; and

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25 WHEREAS, the Board of Control, at its meeting held February 3, 2016, awarded a
26 construction contract to Matt Winters Excavating, LLC, for the Greentree Apartments Sewer
27 Extension Project (Q-954), in an amount not to exceed \$94,800.00, subject to confirmation by
28 County Council; and

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30 WHEREAS, it is necessary to appropriate funds, in the amount \$189,600.00, for said
31 Project Q-954; and

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33 WHEREAS, this Council finds and determines, after reviewing all pertinent information,
34 that the aforementioned construction contract with Matt Winters Excavating, LLC. and the
35 appropriation of funds are necessary and in the best interest of the County of Summit;

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

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40 SECTION 1

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42 The award by the Board of Control of a construction contract to Matt Winters
43 Excavating, LLC for the Greentree Apartments Sewer Extension Project (Q-954), in an amount
44 not to exceed \$94,800.00, in the City of Green, in Council District 8, is hereby confirmed and the
45 County Executive is hereby authorized to execute such construction contract.
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4 SECTION 2

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6 Funds are hereby appropriated as follows:

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8 Greentree Apartments Sewer Extension Project Q-954		
9 53118-8510-19999	Transfers In	<u>\$94,800.00</u>
10 Total Revenue		\$94,800.00
11		
12 53118-8510-78501	Capital Outlay-Pool Budget	<u>\$94,800.00</u>
13 Total Appropriation		\$94,800.00
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15 Sewer Operating		
16 50001-8510-84999	Transfers Out	\$94,800.00

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18 SECTION 3

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20 The County Fiscal Officer is hereby authorized and directed to effect the within
21 appropriations.

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23 SECTION 4

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25 This Resolution is hereby declared an emergency in the interest of health, safety and
26 welfare of the citizens of the County of Summit, and for the further reason to immediately
27 provide for completion of the Greentree Apartments Sewer Extension Project (Q-954), in the
28 City of Green, in Council District 8.

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30 SECTION 5

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

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36 SECTION 6

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38 It is found and determined that all formal actions of this Council concerning and relating
39 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all
40 deliberations of this Council and of any of its committees that resulted in such formal action,
41 were in meetings open to the public, in compliance with all legal requirements, including Section
42 121.22 of the Ohio Revised Code.

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INTRODUCED February 8, 2016

ADOPTED February 29, 2016


CLERK OF COUNCIL


PRESIDENT OF COUNCIL

APPROVED March 1, 2016


EXECUTIVE

ENACTED EFFECTIVE March 1, 2016

Voice Vote: 9-0 YES: Crawford, Donofrio, Feeman, Kostandaras,
Prentice, Schmidt, Shapiro, Walters, Wilhite
ABSENT: Lee, Rodgers