

1 RESOLUTION NO. 2020-231

First Reading Passage Requested

(C. Stanley)

2
3 SPONSOR Ms. Shapiro

4
5 DATE _____

COMMITTEE Planning

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7 **A Resolution declaring the need for HVAC services at the Jail an emergency pursuant to**
8 **Section 177.07(a)(3) of the Codified Ordinances of the County of Summit, and confirming**
9 **an award by the Board of Control of a two-year purchase contract with The K Company**
10 **for full HVAC services at the Jail, for the period 8/1/20 through 6/30/22, in a total amount**
11 **not to exceed \$264,500.00, for the Executive’s Department of Administrative Services, and**
12 **declaring an emergency.**

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14 WHEREAS, this Council previously adopted Resolution No. 2017-176, which confirmed
15 the award by the Board of Control of a five-year purchase contract with Imperial Mechanical,
16 Inc. for full HVAC services at the Jail, located at 205 E. Crosier St., Akron, Ohio 44311, in
17 Council District 4, for the period 8/1/17 through 6/30/22, in a total amount not to exceed
18 \$669,500.00; and

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20 WHEREAS, Imperial Mechanical, Inc. has refused to continue to supply HVAC services
21 at the Jail at the price agreed to in the purchase contract; and

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23 WHEREAS, the Executive recommends releasing Imperial Mechanical, Inc. from its
24 contract and contracting with The K Company for the remainder of Imperial Mechanical, Inc.’s
25 contract term, as The K Company has previous experience providing HVAC services at the Jail;
26 and

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28 WHEREAS, the need for HVAC services at the Jail during the summer months
29 constitutes an emergency pursuant to Section 177.07(a)(3) of the Codified Ordinances of the
30 County of Summit; and

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32 WHEREAS, the Board of Control, at its meeting held July 22, 2020, awarded a two-year
33 purchase contract with The K Company for full HVAC services at the Jail, in an amount not to
34 exceed \$11,500.00 per month, for a total of \$126,500.00 for the period 8/1/20 through 6/30/21
35 and \$138,000.00 for the period 7/1/21 through 6/30/22, for a total amount not to exceed
36 \$264,500.00, 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 need for HVAC services at the Jail constitutes an emergency pursuant to Section
40 177.07(a)(3) and that the aforementioned purchase contract with The K Company is necessary
41 and in the best interest of the County of Summit;

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

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46 SECTION 1

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48 This Council hereby finds and determines that the need for HVAC services at the Jail,
49 located at 205 E. Crosier St., Akron, Ohio 44311, in Council District 4, constitutes an emergency
50 pursuant to Section 177.07(a)(3) of the Codified Ordinances of the County of Summit.

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1 RESOLUTION NO. 2020-231

2 PAGE TWO

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4 SECTION 2

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6 The award by the Board of Control of a two-year purchase contract with The K Company
7 for full HVAC services at the Jail, in an amount not to exceed \$11,500.00 per month, for a total
8 of \$126,500.00 for the period 8/1/20 through 6/30/21 and \$138,000.00 for the period 7/1/21
9 through 6/30/22, for a total amount not to exceed \$264,500.00, is hereby confirmed and the
10 Executive is hereby authorized to execute such purchase contract and any other necessary related
11 documents.

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13 SECTION 3

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15 This Resolution is hereby declared an emergency in the interest of the health, safety and
16 welfare of the residents of the County of Summit, and for the further reason to immediately
17 provide for HVAC services at the Jail, effective 8/1/20.

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19 SECTION 4

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

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25 SECTION 5

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

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35 INTRODUCED July 27, 2020

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37 ADOPTED _____

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43 APPROVED _____

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49 ENACTED EFFECTIVE _____

PRESIDENT OF COUNCIL