

1 RESOLUTION NO. 2022-133

2
3 SPONSOR Executive Shapiro

4
5 DATE May 9, 2022

COMMITTEE Public Safety

6
7 **A Resolution confirming the award by the Board of Control of a construction contract with**
8 **S.A. Comunale Co. Inc., at State Term Pricing, for the fire suppression component for the**
9 **Combined Dispatch Building Project, located in the City of Tallmadge, in Council District**
10 **6, in an amount not to exceed \$415,100.00, for the Executive's Department of**
11 **Administrative Services-Physical Plants, and declaring an emergency.**

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13 WHEREAS, this Council previously adopted Resolution No. 2021-353, which authorized
14 the Executive to execute a Cooperative Agreement with the City of Akron, the City of Cuyahoga
15 Falls, the City of Fairlawn, the City of Stow, and the City of Tallmadge whereby the County will
16 acquire, design, construct, furnish, maintain and finance a Joint Public Safety Answering Point
17 ("PSAP") Building to be located in the City of Tallmadge, in Council District 6; and

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19 WHEREAS, Resolution No. 2021-353 further authorized the Executive to execute those
20 Agreements defined in the Cooperative Agreement, including but not limited to, an
21 Intergovernmental Agreement for the establishment of a Council of Governments with the City
22 of Cuyahoga Falls, the City of Fairlawn, the City of Stow, and the City of Tallmadge, for
23 purpose of operating a consolidated primary PSAP, and Guarantee Agreements, Lease
24 Agreements, and a Joint Use Agreement for the use and operation of the Joint PSAP Building;
25 and

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27 WHEREAS, the Combined Dispatch Building Project (the "Project") will construct a
28 shared 911 call center, to be located in the City of Tallmadge, in Council District 6; and

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30 WHEREAS, the shared 911 call center will be operated by a Council of Governments;
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33 WHEREAS, the Project will have a construction manager coordinating the work of eight
34 separate prime contractors, to be started in the spring of 2022 and lasting 18 months; and

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36 WHEREAS, the estimated cost of the Project is \$11,162,000.00; and

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38 WHEREAS, it is expected that the cost of the Project will be reimbursed through the
39 issuance of general obligation bonds at a future date; and

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41 WHEREAS, the Executive wishes to undertake the Project; and

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43 WHEREAS, this Council previously adopted Resolution No. 2021-378 which authorized
44 the Executive to advertise for bids for the Project using a Project Labor Agreement, for an
45 estimated total cost not to exceed \$11,162,000.00; and

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47 WHEREAS, after advertising for bids for the Project's fire suppression component, for
48 an estimated cost of \$540,000.00, the Executive received one bid from S.A. Comunale Co. Inc.,
49 in the amount of \$419,625.00; and

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4 WHEREAS, because S.A. Comunale Co. Inc.'s bid was incomplete and they could not be
5 awarded the contract, the Board of Control adopted Directive No. 092-22, which rejected the bid
6 for this component of the Project; and
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8 WHEREAS, the Executive subsequently determined that S.A. Comunale Co. Inc. has a
9 State Term contract that would permit S.A. Comunale Co. Inc. to perform the work; and
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11 WHEREAS, the Board of Control, at its meeting held on April 13, 2022, awarded a
12 construction contract with S.A. Comunale Co. Inc., at State Term Pricing, for the fire
13 suppression component for the Combined Dispatch Building Project, located in the City of
14 Tallmadge, in Council District 6, in an amount not to exceed \$415,100.00, subject to
15 confirmation by this Council; and
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17 WHEREAS, this Council finds and determines, after reviewing all pertinent information,
18 that the aforementioned construction contract with S.A. Comunale Co. Inc. is necessary and in
19 the best interest of the County of Summit; and
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21 NOW, THEREFORE, BE IT RESOLVED by the Council of the County of Summit, State
22 of Ohio, that:
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24 SECTION 1
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26 The award by the Board of Control of a construction contract with S.A. Comunale Co.
27 Inc., at State Term Pricing, for the fire suppression component for the Combined Dispatch
28 Building Project (the "Project"), located in the City of Tallmadge, in Council District 6, in an
29 amount not to exceed \$415,100.00, is hereby confirmed and the Executive is hereby authorized
30 to execute said construction contract and any other necessary related documents.
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32 SECTION 2
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34 This Council hereby makes the following declaration of official intent under United
35 States Treasury Regulations for purposes of Sections 103 and 141 to 150 of the Internal Revenue
36 code of 1986 (the "Internal Revenue Code"): This Council declares, on behalf of the County, that
37 it reasonably expects the expenditures related to the construction of the Combined Regional
38 Dispatch Center will be reimbursed with the proceeds of bonds (as defined in Section 150 of the
39 Internal Revenue Code). The maximum principal amount of bonds expected to be issued for the
40 purpose described in this Section 2 is not to exceed \$20,000,000.00.
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42 SECTION 3
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44 This Resolution is declared an emergency in the interest of the health, safety, and welfare
45 of the residents of the County of Summit, and for the further reason that it authorizes the
46 Executive to immediately provide for construction of the necessary fire suppression component
47 for the Project.
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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 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.

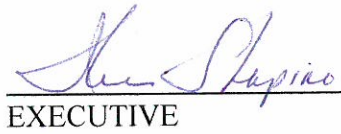
INTRODUCED April 25, 2022

ADOPTED May 9, 2022


CLERK OF COUNCIL


PRESIDENT OF COUNCIL

APPROVED May 10, 2022


EXECUTIVE

ENACTED EFFECTIVE May 10, 2022

Voice Vote - YES: 10-0: Darrow, DeVitis, Dickinson, Donofrio, McKenney, Rodgers, Schmidt, Sims, Walters, Wilhite