

1 RESOLUTION NO. 2022-313

2
3 SPONSOR Executive Shapiro

4
5 DATE November 7, 2022

COMMITTEE Public Works

6
7 **A Resolution declaring a repair to a sanitary sewer caused by an equipment mishap, on**
8 **Diana Lynn Drive, located in the City of Stow, in Council District 3, an emergency**
9 **pursuant to Section 177.07(a)(3) of the Codified Ordinances of the County of Summit, and**
10 **confirming the award by the Board of Control of a construction contract with Wingfoot**
11 **Rental & Development Co., in an amount not to exceed \$62,427.66, for an emergency**
12 **repair to the sanitary sewer, for the Executive's Department of Sanitary Sewer Services,**
13 **and declaring an emergency.**

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15 WHEREAS, during root cutting operations in the sanitary sewer on Diana Lynn Drive, in
16 Stow, an equipment mishap occurred when the root grinder became stuck in the pipe and could
17 not be extracted and emergency repairs were required to excavate to the sewer, remove the root
18 grinder, replace the damaged section of pipe and restore the pavement; and

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20 WHEREAS, Wingfoot Rental & Development Co. was directed to make the emergency
21 repairs based on their expertise, availability and performance on similar projects; and

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23 WHEREAS, the above referenced circumstances made it necessary for the County to
24 utilize Wingfoot Rental & Development Co. for an emergency repair of the sanitary sewer on
25 Diana Lynn Drive, in Stow, to be returned to normal operations; and

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27 WHEREAS, the Board of Control, at its meeting held on October 19, 2022, awarded a
28 construction contract with Wingfoot Rental & Development Co. for an emergency repair of said
29 sewer, in an amount not to exceed \$62,427.66, subject to confirmation by this Council; and

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31 WHEREAS, this Council finds and determines, after reviewing all pertinent information,
32 that the aforementioned repairs constitute an emergency repair under Section 177.07(a)(3) of the
33 Codified Ordinances of the County of Summit and further finds and determines that it is
34 necessary and in the best interest of the County of Summit to confirm the award by the Board of
35 Control of a construction contract with Wingfoot Rental & Development Co. for said emergency
36 repair of the sanitary sewer, in an amount not to exceed \$62,427.66;

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

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41 SECTION 1

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43 This Council finds and determines that the repair of the sanitary sewer on Diana Lynn
44 Drive, located in the City of Stow, in Council District 3, is an emergency pursuant to Section
45 177.07(a)(3) of the Codified Ordinance of the County of Summit.
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1 RESOLUTION NO. 2022-313

2 PAGE TWO

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4 SECTION 2

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6 The award by the Board of Control of a construction contract with Wingfoot Rental &
7 Development Co. for an emergency repair of the sanitary sewer on Diana Lynn Drive, located in
8 the City of Stow, in Council District 3, in an amount not to exceed \$62,427.66 is hereby
9 confirmed and the Executive is hereby authorized to execute said construction contract and any
10 other necessary related documents.

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12 SECTION 3

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14 This Resolution is declared an emergency in the interest of the health, safety and welfare
15 of the residents of the County of Summit and for the further reason to immediately authorize a
16 necessary construction contract with Wingfoot Rental & Development Co. for an emergency
17 repair of the sanitary sewer on Diana Lynn Drive, located in the City of Stow, in Council District
18 3.

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20 SECTION 4

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

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26 SECTION 5

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28 It is found and determined that all formal actions of the Council concerning and relating
29 to the adoption of the Resolution were adopted in an open meeting of this Council, and that all
30 deliberations of this Council and of any of its committees that resulted in such formal action,
31 were in meetings open to the public, in compliance with all legal requirements, including Section
32 121.22 of the Ohio Revised Code.

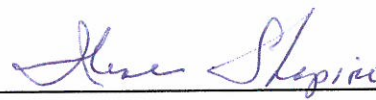
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35 INTRODUCED October 24, 2022

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37 ADOPTED November 7, 2022

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41 CLERK OF COUNCIL


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43 PRESIDENT OF COUNCIL

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45 APPROVED November 8, 2022

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48 EXECUTIVE

49 ENACTED EFFECTIVE November 8, 2022

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