

RESOLUTION NO. 19-

OFFERED BY: MAYOR BASIL

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ADVERTISE FOR COMPETITIVE BIDS AND TO ENTER INTO CONTRACT(S) FOR VETERANS TRAIL PHASE 3 PROJECT (PID 97856); AND DECLARING AN EMERGENCY.

WHEREAS, the project will include the installation of a 10-foot wide multi-use path between Veterans Way Park and Barlow Road; and

WHEREAS, the project will also include the installation of a 10-foot-wide multi-use asphalt path from Barlow Road, through Ellsworth Golf Course to Cascade Park and an on-road trail along Lynn Drive, E. Case Drive, and Milford Road to Veteran's Way. The trail construction includes storm drainage improvements, grading, bike lane striping, a traffic calming feature on Milford Drive, tree removal, boardwalk, and a new bridge; and

WHEREAS, the Ohio Department of Transportation has agreed to provide funding in the amount of \$500,000.00 to the City to offset a portion of the City's costs.

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

Section 1: The City Manager is authorized to advertise for a period of at least once a week for two consecutive weeks in a newspaper of general circulation within the municipality, requesting the submission of construction bids for the Veterans Trail Phase 3 Project (PID 97856) in accordance with the specifications as supplied by the City Engineer's Office.

Section 2: The City Manager is authorized to enter into a contract or contracts on behalf of the City, subject to the affixing to the contract by the Finance Director of a certificate of availability of funds therefor, with the lowest and best bidder after receipt of such bids to the extent that such bid is not ten percent (10%) in excess of the Engineer's estimate of \$1,258,000 for construction.

Section 3: The City Manager is authorized to add a 7.5% contingency amount, based upon the construction cost, to the contract or contracts with the lowest and best bidder.

Section 4: The City Manager is further authorized to return all certified checks and bid bonds submitted by the unsuccessful bidders and to reject all bids for said contract or contracts if deemed necessary to do so.

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.

Section 6: This Resolution is determined to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and general welfare of the citizens of the City of Hudson by reason that the immediate construction of said improvement is necessary to construct the project within the timeframe of the Ohio Department of Transportation; wherefore, this Resolution shall be in effect immediately upon its passage provided it receives the affirmative vote of five (5) members of Council, except that six (6) affirmative votes shall be required if all members are present; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED:

\_\_\_\_\_  
David A. Basil, Mayor

ATTEST:

\_\_\_\_\_  
Elizabeth Slagle, Clerk of Council

I certify that the foregoing Resolution No. 19- \_\_\_\_\_ was duly passed by the Council of said Municipality on \_\_\_\_\_, 2019.

\_\_\_\_\_  
Elizabeth Slagle, Clerk of Council