

A RESOLUTION AMENDING RESOLUTION NO. 21-27 AND AUTHORIZING THE CITY MANAGER TO ADVERTISE FOR COMPETITIVE BIDS AND TO ENTER INTO CONTRACTS FOR THE BARLOW COMMUNITY CENTER DAM IMPROVEMENTS PROJECT; AND DECLARING AN EMERGENCY.

WHEREAS, pursuant to Resolution No. 21-27, passed by this Council on March 16, 2021, the City Manager was authorized to advertise for competitive bids and enter into a contract for the Barlow Community Center Dam Improvements Project;

WHEREAS, due to higher bid prices, staff desires to increase the previously authorized Engineer's estimate to One Million Seven Hundred Three Thousand Eight Hundred Ninety-Nine Dollars (\$1,703,899).

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 both for a period of at least once a week for two (2) consecutive weeks in a newspaper of general circulation within the municipality and for a period of three (3) consecutive weeks on the Municipal website, requesting the submission of construction bids for the purpose of seeking the lowest and best bidder for the Barlow Community Center Dam Improvements Project and 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 in an amount to be appropriated by Council, 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 and to the extent that such bid is not ten percent (10%) in excess of the Engineer's estimate.

Section 3. The City Manager is authorized to add a 10% contingency amount to the contract with 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 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 declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the citizens of the City, and for the further reason that this will allow the Project to be competitively bid as soon as possible in order to begin work in this winter season and to coordinate the Project with another project in the City; wherefore, this Resolution shall be in full force and 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 at the meeting at which it is passed; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED:

Craig A. Shubert, Mayor

ATTEST:

Aparna Wheeler, Clerk of Council

I certify that the foregoing Resolution No. 22-20 was duly passed by the Council of said Municipality on _____, 2022.

Aparna Wheeler, Clerk of Council