

**A RESOLUTION AUTHORIZING THE CITY MANAGER TO ADVERTISE FOR BIDS AND TO ENTER INTO A CONTRACT FOR THE W. HIGHGATE AT SR 91 STORM IMPROVEMENT PROJECT WITH THE LOWEST AND BEST BIDDER.**

WHEREAS, residents on West Highgate Drive, near State Route 91, notified the City that during heavy rains, water in the drainage ditch system adjacent to their property can exceed its banks and cause overland flooding near their homes; and

WHEREAS, results from a recent drainage study of the area determined that the existing 18" ditch outlet pipe is undersized; and

WHEREAS, the study recommended to increase the ditch outlet pipe from 18" to 30" and found that no downstream flooding issues will occur with the increased pipe size; and

WHEREAS, in order to minimize these risks, the City plans to increase the size of the ditch's outlet pipe to reduce ditch flooding, with an estimated project cost of \$30,000 including a 10% contingency (the "W. Highgate at SR 91 Storm Improvement Project"); and

WHEREAS, the 2022 Policy for Work on Private property has been reviewed and was found to apply to this project based on the following:

- 1A. Public Nuisance and Public Benefit;
- 1B. Reduces Flood Risk;
- 1C. The drainage area is greater than 5 acres;
- 3. Exceeds Residents Capacity to Resolve;
- 4. Potential for infrastructure Damage when flooding occurs; and

WHEREAS, the Engineering Department will design the project in-house and the storm sewer work is planned for outside of the roadway; and

WHEREAS, the Estimated Project Cost, with a 10% contingency, is \$30,000.00; and

WHEREAS, the City has presently budgeted \$30,000 in construction costs for this project.

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 W. Highgate at SR 91 Storm Improvement Project in accordance with the specifications as supplied by the City Engineer's office.

Section 2. The City Manager and/or his designee is authorized to enter into a contract or contracts on behalf of the City in an amount up to that which has been appropriated by Council, subject to the affixing to the contract by the Finance Director of a certificate of availability of funds therefor and the approval as to form by the City Solicitor, with the lowest and best bidder after receipt of such bids to the extent that such bid is not in excess of the Engineer's estimate at the time of bidding (which is currently \$30,000), including a ten percent (10%) contingency.

Section 3. The City Manager and/or his designee 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 4. The aforesaid project is in the City and its residents' best interest.

Section 5. The above recitals are fully incorporated as findings herein.

Section 6. 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 7. This Resolution shall be in full force and effect from and after the earliest period allowed by law.

PASSED:

\_\_\_\_\_  
Jeffrey L. Anzevino, Mayor

ATTEST:

\_\_\_\_\_  
Aparna Wheeler, Clerk of Council

I certify that the foregoing Resolution No. 24-19 was duly passed by the Council of said Municipality on \_\_\_\_\_.

\_\_\_\_\_  
Aparna Wheeler, Clerk of Council