

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH FABRIZI TRUCKING AND PAVING COMPANY, INC. FOR EMERGENCY ROAD REPAIRS ON WEST STREETSBORO STREET; AND DECLARING AN EMERGENCY.

WHEREAS, on or about December 12, 2023, the Public Works Water Resource staff responded to and repaired a significant water main break on West Streetsboro Street (State Route 303) at Lennox Road; and

WHEREAS, the City's staff worked quickly to make the necessary repair to the water main and restore clear water to the City's downtown businesses; and

WHEREAS, since that time, the asphalt roadway has buckled from water damage from the original water main break, and a portion of this roadway now requires significant, emergency repairs; and

WHEREAS, the City's staff secured two separate estimates from qualified contractors to make the emergency repairs, and Fabrizi Trucking and Paving Company submitted the lowest bid; and

WHEREAS, the repairs and clean-up of West Streetsboro Road (State Route 303) at or near Lennox Road are necessary on an emergency basis in order to protect and for the immediate preservation of the public peace, health, safety and welfare of the residents of Hudson; and

WHEREAS, the foregoing circumstances constitute a real and present emergency within the provisions of Section 735.051 of the Ohio Revised Code, Hudson Charter Section 3.09, and Section 222.03 of the Codified Ordinances of Hudson.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Hudson, Summit County, Ohio, two-thirds of the members elected thereto, concurring, as follows:

Section 1. That the City Manager is hereby authorized to award, enter into, and implement a written agreement with Fabrizi Trucking and Paving Company, Inc. for emergency road repairs on West Streetsboro Road, following the emergency water main break and related flood damage and, that the same hereby is, approved on an emergency basis without the necessity of formal bidding and advertisement pursuant to R.C. 735.051, Hudson Charter Section 3.09, and Section 222.03 of the Codified Ordinances of Hudson. The amount of the contract shall be in an amount not to exceed \$71,909.00 and as otherwise provided herein.

Section 2. The City Manager is authorized to add a ten percent (10%) contingency amount to the contract with Fabrizi Trucking and Paving Company, for a total authorized contract price of up to \$79,100.

Section 3. That the aforesaid recitals are rendered to be the findings of this Council and are hereby incorporated into this Resolution and restated here.

Section 4. 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, or otherwise in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 5. This Resolution is hereby declared to be an emergency measure necessary to protect and for the immediate preservation of the public health, safety and welfare, and for the further reason that it is immediately necessary in order repair the water main line and West Streetsboro Road at or near Lennox Road at the earliest possible time to prevent further damage to the roadway or the water lines and to prevent injury or damage to the motoring public and the individual and corporate residents of Hudson; wherefore, this Resolution shall be in effect immediately upon its passage provided it receives the affirmative vote of five members of Council except that six affirmative votes shall be required if all members are present; otherwise, it 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. 23-178 was duly passed by the Council of said Municipality on _____.

Aparna Wheeler, Clerk of Council