

A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A CHANGE ORDER TO THE CONTRACT WITH ANTHONY ALLEGA CEMENT CONTRACTOR FOR THE MIDDLETON ROAD SIDEWALK INSTALLATION, PHASE 2 PROJECT; AND DECLARING AN EMERGENCY.

WHEREAS, the contractor for the Middleton Road Sidewalk Phase 2 had completed the sidewalk and grading and was preparing to install the final grass seed when a severe storm struck on August 8, 2024; and

WHEREAS, as a result of the storm, the project will require the repair of undermined concrete sidewalk, the restoration of ditch lines, the re-grading of yards, and the reinstallation of topsoil and seed; and

WHEREAS, these improvements will ensure proper storm drainage and a safe sidewalk along the affected sections of Middleton Road; and

WHEREAS, additionally, field inspections revealed areas that could benefit from additional storm improvements to capture more runoff during storms; and

WHEREAS, to address these issues, staff recommends reestablishing the original grading plan and installing the necessary storm improvements; and

WHEREAS, during the course of the project construction, City staff also identified a number of contract modifications requiring the use of the Council previously approved project contingency.

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

Section 1. The City Manager is authorized to amend the contract with Anthony Allega Cement Contractor for the Middleton Road Sidewalk Installation, Phase 2, with a change order up to an additional amount of \$56,000.

Section 2. That the aforesaid recitals are rendered to be the findings of this Council and are hereby incorporated into this Resolution.

Section 3. 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 4. That this Resolution is hereby declared to be an emergency measure necessary for the timely submission of the necessary paperwork in order to complete this project, to promote highway safety and/or immediate preservation of the public peace, health, safety and welfare of the community and shall, therefore, be in full force and effect immediately upon its passage, provided it receives an affirmative vote of at least six (6) members of the Council for its enactment if seven (7) are present, or an affirmative vote of at least five (5) members if only five (5) or six (6) 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: _____

Jeffrey L. Anzevino, Mayor

ATTEST:

Aparna Wheeler, Clerk of Council

I certify that the foregoing Resolution No. 24-100 was duly passed by the Council of said Municipality on _____, 2024.

Aparna Wheeler, Clerk of Council