

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ADVERTISE FOR COMPETITIVE BIDS, TO ENTER INTO CONTRACTS FOR THE CONSTRUCTION OF THE INCLUSIVE PLAYGROUND, AND TO UTILIZE THE COOPERATIVE PURCHASING PROGRAM FOR EQUIPMENT, INSTALLATION, AND SURFACING, AND TO ENTER INTO A REIMBURSEMENT AGREEMENT WITH THE HUDSON COMMUNITY FOUNDATION; AND DECLARING AN EMERGENCY.

WHEREAS, the new Hudson Inclusive Playground is a community-driven project designed to provide a welcoming, safe, accessible, and enriching play environment for children of all abilities; and

WHEREAS, in connection with the ongoing Inclusive Playground effort, the City has received funding from the State of Ohio that requires the City to use the funds before the June 2026 deadline and may also receive private donations; and

WHEREAS, this new playground will transform the outdoor experience by welcoming everyone regardless of age, ability, or background, and thoughtful design features like accessible sensory-friendly play areas, and adaptive equipment ensure that all visitors can safely participate, connect, and enjoy nature together; and

WHEREAS, the final design for the Hudson Inclusive Playground has been completed and received formal approval from the Hudson Planning Commission; and

WHEREAS, the City now plans to undertake the construction of the inclusive playground at the City of Hudson Oak Grove Park; and

WHEREAS, the project's scope includes earthwork, paving, equipment installation, landscaping, surfacing, utilities, and site lighting, along with other related improvements and tasks; and

WHEREAS, City staff is requesting \$658,000.00, including a contingency of \$65,000 for a total formal bid construction budget amount of \$723,00.00; and

WHEREAS, City staff is also requesting \$855,000.00 from a cooperative purchase program for equipment, alternate 5 swing with sunshade surfacing, for a total budget amount of \$1,578,000.00, and

WHEREAS, through the donations of various individuals, the Hudson Community Foundation collected funds dedicated to the acquisition and installation of equipment at the Inclusive Playground; and

WHEREAS, the Hudson Community Foundation desires to donate to the City \$558,560.00 (\$273,560 for additional equipment + \$285,000 for equipment installation); and

WHEREAS, it is in the best interests of the City and its residents to construct the Oak Grove Hudson Inclusive Playground and enter a reimbursement agreement with the Hudson Community Foundation for a portion of the costs associated with the project.

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 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/or for a period of three (3) consecutive weeks on the Municipal website, requesting the submission of construction bids in connection with the Oak Grove Inclusive Playground for the purpose of seeking the lowest and best bidder not to exceed the budgeted amount including the contingency, in accordance with the specifications as supplied by the City.

Section 2. The City Manager and/or his designee are 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 bidders after receipt of such bids to the extent that such bids are not in excess of the Engineer's estimate at the time of bidding, including contingency, construction management, and inspection costs.

Section 3. The City Manager and/or his designee are 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 City Manager and/or his designee are also authorized to utilize the services of a cooperative purchasing program to acquire playground equipment, materials, and other equipment, as well as installation and related services, as such methods of purchasing and contracting are authorized by state law, in accordance with the specifications as supplied by the City.

Section 5. The City Manager is authorized to enter into a cost reimbursement or similar agreement with the Hudson Community Foundation for \$558,560.00 for the inclusive playground equipment, with such agreement being in a form subject to the approval of the City Solicitor

Section 6. The City Manager is authorized to do all things necessary to implement the project and the cost reimbursement agreement.

Section 7. The above recitals are fully incorporated as findings herein.

Section 8. 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 9. That this Resolution is hereby declared to be an emergency measure necessary for the timely construction and completion of this project in good weather and before the grant funding deadline passes and to promote 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. 25-184 was duly passed by the Council of said Municipality on _____, 2025.

Aparna Wheeler, Clerk of Council