

**RESOLUTION NO.:** 2007-R04  
**SPONSOR:** MAYOR CROGHAN  
**INTRODUCED:** JANUARY 9, 2007

**ASSIGNED TO:** TCS

**A RESOLUTION AWARDING A CONTRACT TO WENGER EXCAVATING FOR THE TOWN CROSSING, PHASE II PROJECT ("PROJECT"), PER SPECIFICATIONS, AND DECLARING AN EMERGENCY.**

WHEREAS, the City advertised a "Notice to Bidders" in the Akron Beacon Journal on November 7, 2006 and November 14, 2006; and

WHEREAS, on Wednesday, November 22, 2006 at 10:00 a.m. the City Engineer received and opened sealed bids for the Project; and

WHEREAS, the City Engineer has reviewed the bids and recommends that the contract be awarded to Wenger Excavating for the Project.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF GREEN, COUNTY OF SUMMIT, AND STATE OF OHIO THAT:**

**SECTION ONE:**

The following are the bids received and opened on Wednesday, November 22, 2006 at 10:00 a.m.:

	<u>Bidder</u>		<u>Contract Bid</u>
1.	<b>Wenger Excavating</b> 26 N. Cochran St. P. O. Box 499 Dalton, OH 44618	<b>Base Bid</b>	<b>\$252,021.63</b>
2.	<b>EFB Construction, Inc.</b> 726 S. Cleveland Ave. Mogadore, OH 44260	<b>Base Bid</b>	<b>\$270,454.35</b>
3.	<b>Don Wartko Construction</b> 975 Tallmadge Road Kent, OH 44240	<b>Base Bid</b>	<b>\$280,757.26</b>
4.	<b>Superior Paving</b> 5945 Whipple Ave., NW N. Canton, OH 44720	<b>Base Bid</b>	<b>\$291,793.55**</b> **corrected bid amt.
5.	<b>Karvo Paving Company</b> P. O. Box 3198 Cuyahoga Falls, OH 44223	<b>Base Bid</b>	<b>\$288,359.50</b>
6.	<b>Tucson Inc.</b> 3497 University Drive, NE New Philadelphia, OH 44663	<b>Base Bid</b>	<b>\$299,495.19</b>

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7.	<b>Central-Allied Enterprises, Inc.</b> P. O. Box 80449 Canton, OH 44708-0449	<b>Base Bid</b>	<b>\$307,100.65</b>
8.	<b>Delta Asphalt Company</b> 1286 Eastwood Ave. Tallmadge, OH 44278	<b>Base Bid</b>	<b>\$315,558.50**</b> <b>**corrected bid amt.</b>
9.	<b>Tri Mor Corporation</b> 8530 North Boyle Pkwy Twinsburg, OH 44087	<b>Base Bid</b>	<b>\$334,930.75</b>
10.	<b>Lockhart Concrete Company</b> 800 W. Waterloo Road Akron, OH 44314	<b>Base Bid</b>	<b>\$337,788.03</b>
11.	<b>Ray Bertolini Trucking</b> P. O. Box 8155 Akron, OH 44320	<b>Base Bid</b>	<b>\$348,413.90</b>
12.	<b>Spano Brothers</b> 2595 Pressler Road Akron, OH 44312	<b>Base Bid</b>	<b>\$351,131.77</b>
13.	<b>Cementech, Inc.</b> 1680 Southeast Ave. Tallmadge, OH 44278	<b>Base Bid</b>	<b>\$366,944.38**</b> <b>**corrected bid amt.</b>
14.	<b>Vito Gironda Construction</b> 1130 Brittain Road Akron, OH 44305	<b>Base Bid</b>	<b>\$384,968.75</b>
15.	<b>Tony Zumbo &amp; Son</b> 2532 Raber Road Uniontown, OH 44685	<b>Base Bid</b>	<b>\$385,979.05</b>

**SECTION TWO:**

Council finds, based upon all relevant factors, that Wenger Excavating is the lowest and best bidder for the Project and has agreed to comply with all specifications.

**SECTION THREE:**

The Mayor is authorized and directed to enter into an agreement between the City of Green and Wenger Excavating for the Project.

**SECTION FOUR:**

The Finance Director of the City of Green is authorized to make payment to Wenger Excavating for the Project through the established purchase order procedure.

**SECTION FIVE:**

The City of Green finds and determines that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken in open meetings of this Council and any deliberations of this Council and any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements.

**SECTION SIX:**

Council declares this to be an emergency immediately necessary for the preservation of the public peace, health, safety and welfare of the citizens of Green. Provided that this legislation receives the affirmative vote of three-fourths of the members elected or appointed to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force at the earliest time allowed by law.

ADOPTED: Feb. 27, 2007

Molly Kapeluck  
Molly Kapeluck, Clerk

R. Bruce Manwaring  
R. Bruce Manwaring  
Council President

APPROVED: Feb. 27, 2007

Daniel L. Croghan  
Daniel L. Croghan, Mayor  
R. Bruce Manwaring, Acting Mayor

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SVCE ZONE PARK ROAD ENG  
LAW (FIN) (MAY) PLAN FIRE

ENACTED EFFECTIVE: Feb. 27, 2007

ON ROLL CALL: Colopy -YEA Croce -YEA France -YEA Manwaring Abstain  
Padrutt -YEA Ridgeway -YEA Smole -YEA Adopted 6-0-1

Suburbanite publication on March 5 and March 12, 2007

Molly Kapeluck  
Molly Kapeluck, Clerk

SP 1/2/07