

**RESOLUTION NO.:** 2008-R06  
**SPONSOR:** MAYOR NORTON  
**INTRODUCED:** JANUARY 8, 2008

**ASSIGNED TO:** FINANCE

**A RESOLUTION AWARDING A CONTRACT TO HM MILLER CONSTRUCTION COMPANY FOR THE FORTUNA DRIVE EXTENSION PROJECT ("PROJECT"), AND DECLARING AN EMERGENCY.**

WHEREAS, the City of Green advertised a "Notice to Bidders" in the Akron Beacon Journal on November 21, 2007 and November 28, 2007; and

WHEREAS, on Friday, December 14, 2007 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 a contract be awarded to HM Miller Construction Company 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 December 14, 2007 at 10:00 a.m.:

<u>CONTRACTOR</u>		<u>BID</u>
1. <b>HM Miller Construction Co.</b> PO Box 131 Mogadore, OH 44260	<b>Base Bid</b>	<b>\$1,905,953.54</b>
2. <b>Liberta Construction</b> 1001 Eastwood Ave. Akron, OH 44305	<b>Base Bid</b>	<b>\$1,935,731.46</b>
3. <b>Kenmore Construction Co.</b> 700 Home Ave. Akron, OH 44310	<b>Base Bid</b>	<b>\$1,942,306.45</b>
4. <b>Wenger Excavating</b> 26 N. Cochran St. Dalton, OH 44618	<b>Base Bid</b>	<b>\$1,964,196.20</b>
5. <b>Digioia-Suburban Excavating</b> 11293 Royalton Road N. Royalton, OH 44113	<b>Base Bid</b>	<b>\$1,991,743.29</b>
6. <b>Fabrizi Trucking &amp; Paving</b> 389 Columbus Road Valley City, OH 44280	<b>Base Bid</b>	<b>\$2,034,471.85</b>

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|----|---|-----------------|-----------------------|
| 7. | <b>Don Wartko Construction</b><br>975 Tallmadge Road<br>Kent, OH 44240      | <b>Base Bid</b> | <b>\$2,209,317.12</b> |
| 8. | <b>Spano Brothers Construction</b><br>2595 Pressler Road<br>Akron, OH 44312 | <b>Base Bid</b> | <b>\$2,462,301.19</b> |
| 9. | <b>Karvo Paving</b><br>PO Box 3198<br>Cuyahoga Falls, OH 44223              | <b>Base Bid</b> | <b>\$2,484,396.85</b> |

**SECTION TWO:**

City Council finds, based on all relevant factors, that HM Miller Construction Company 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 with HM Miller Construction Company for the Project. The Finance Director is authorized to make payment to HM Miller Construction Company through the established purchase order procedures.

**SECTION FOUR:**

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 FIVE:**

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.

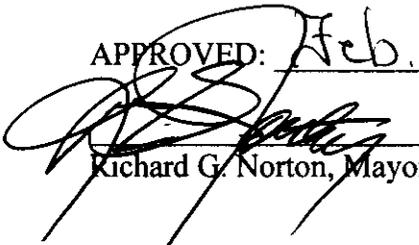
ADOPTED: Feb 26, 2008

Molly Stevens  
Molly Stevens, Clerk

Christine Croce  
Christine Croce, Council President

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APPROVED: Feb. 26, 2008

  
Richard G. Norton, Mayor

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SVCS ZONE PARK ROAD ENG  
LAW FIN MAY PLAN FIRE

ENACTED EFFECTIVE: Feb. 26, 2008

ON ROLL CALL: Colopy - YEA Croce - YEA France - YEA Manwaring - YEA  
Reed - YEA Ridgeway - YEA Smole - YEA Adopted 7-0

Suburbanite publication on March 3 and March 10, 2008

  
Molly Stevens, Clerk

12/31/2007 11:34 AM Approved as to form and content by Stephen J. Pruneski, Law Director SP 11/9/08