

**RESOLUTION NO.:** 2013-R36  
**SPONSOR:** MAYOR NORTON  
**INTRODUCED:** MAY 28, 2013 **ASSIGNED TO:** FINANCE

**A RESOLUTION AWARDING A CONTRACT TO WENGER EXCAVATING, INC FOR THE STEESE ROAD IMPROVEMENTS/SHRIVER ROAD CURB & SIDEWALK IMPROVEMENT PROJECT (“PROJECT”), MAKING AN APPROPRIATION, AND DECLARING AN EMERGENCY.**

WHEREAS, the City of Green advertised a “Notice to Bidders” for the Project in the Akron Beacon Journal on Thursday, April 18, 2013; Thursday, April 25, 2013; and

WHEREAS, on Friday, May 14, 2013, the City Engineer opened bids for the Project; and

WHEREAS, the City Engineer has reviewed the bids and recommends the contract be awarded to Wenger Excavating, Inc as the lowest and best bidder for the Project; and

WHEREAS, it is necessary to make an additional appropriation to provide funds necessary to construct 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 City received and opened the following bids on Friday, May 14, 2013:

<u>CONTRACTOR</u>	<u>BID</u>	
<b>1. Wenger Excavating</b> PO Box 499 Dalton, OH 44618	<b>Steese Base Bid</b>	<b>\$ 935,750.81</b>
	<b>Shriver Base Bid</b>	<b>\$ 528,129.02</b>
	<b>Electrical Base Bid</b>	<b>\$ 305,269.30</b>
	<b>Alternate Bid #1</b>	<b>\$ 1,937.50</b>
	<b>Alternate Bid #2</b>	<b>\$ 12,462.00</b>
	<b>Alternate Bid #3</b>	<b>\$ 5,952.00</b>
	<b>TOTAL</b>	<b>\$1,789,500.63</b>

**SECTION TWO:**

City Council approves the appropriation of Five Hundred Sixty Eight Thousand Five Hundred Five Dollars (\$568,505.00) to the Steese Road/Shriver Road Reconstruction account (403-8010-53633) from the unappropriated balance of the TIF Capital Project Fund.

**SECTION THREE:**

City Council finds, based on all relevant factors, Wenger Excavating, Inc is the lowest and best bidder for the Project and agrees to comply with all specifications.

**SECTION FOUR:**

The Mayor is authorized and directed to enter into agreement with Wenger Excavating, Inc for the Project. The Finance Director is authorized to make payments to Wenger Excavating, Inc through the established purchase order procedures.

**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: June 11, 2013

Molly Kapeluck  
Molly Kapeluck, Clerk

Dave France  
Dave France, Council President

APPROVED: June 11, 2013

Richard G. Norton  
Richard G. Norton, Mayor

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SVCE ZONE PARK ROAD ENG  
LAW FIN MAY PLAN FIRE

ENACTED/EFFECTIVE: June 11, 2013

ON ROLL CALL: Colopy - yec France - yec Humphrey - yec Knodel - yec  
Neugebauer - yec Reed - yec Summerville - yec  
Adopted 7-0

Suburbanite publication on June 16 and June 23, 2013

Molly Kapeluck  
Molly Kapeluck, Clerk