

RESOLUTION NO.: 2019-R21
SPONSOR: MAYOR NEUGEBAUER
INTRODUCED: MARCH 12, 2019 **ASSIGNED TO:** _____

A RESOLUTION AWARDING A CONTRACT TO KARVO COMPANIES INC. FOR THE SR 619 AND MYERSVILLE ROAD ROUNDABOUT, RECLASSIFY AN ADVANCE AS A TRANSFER, MAKING AN ADVANCE, MAKING AN APPROPRIATION, AND DECLARING AN EMERGENCY.

WHEREAS, the City of Green advertised a “Notice to Bidders” in the Akron Beacon Journal on Thursday, February 14, 2019; and, Thursday, February 21, 2019, for the SR 619 and Myersville Road Roundabout Project (“Project”); and

WHEREAS, on Friday, March 1, 2019, the City Engineer opened bids for the Project; and

WHEREAS, the City Engineer has reviewed the bids and recommends the contract be awarded to Karvo Companies, Inc. as the lowest and most responsive and responsible bidder for the Project in the amount of One Million Six Hundred Eighty-Seven Thousand Four Hundred Seventy-Five Dollars and Ninety Cents (\$1,687,475.90); and

WHEREAS, Resolution 2018-R64A approved the advance of Four Hundred Sixty-Eight Thousand Dollars (\$468,000.00) from the General Fund to the Permissive Auto License Tax Fund to provide the necessary cash flow for the cost of the 619/Pickle Intersection, which was never approved as an authorized project for use of these funds by the Summit County Engineer’s office; and

WHEREAS, due to the available funds in the Permissive Auto License Tax Fund, repayment is no longer expected, as it has been deemed necessary to reclassify the outstanding advance as a transfer and to have City Council authorize such transfer; and

WHEREAS, the application has been submitted to the Summit County Engineer’s Office for the Allocation of Motor Vehicle Permissive License Tax Funds in the amount of Five Hundred Fifty-Three Thousand Five Hundred Thirty-Six Dollars (\$553,536.00) for the SR 619/Myersville Road Roundabout; and

WHEREAS, it is necessary to appropriate funds to pay for the costs of construction; and

WHEREAS, pursuant to the general laws of the State of Ohio and OAS Bulletin 1997-03 on interfund advances, it is necessary to reallocate cash from the General Fund to the Permissive Auto License Tax Fund.

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 March 1, 2019:

<u>CONTRACTOR</u>	<u>BID</u>
1. Karvo Companies, Inc. 4524 Hudson Dr Stow, OH 44224	Grand Total \$1,687,475.90

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CONTRACTOR		BID
2. Eclipse Co. Inc. 11554 East Washington Street Chagrin Falls, OH 44023	Grand Total	\$1,904,308.74
3. Lockhart Concrete 800 W. Waterloo Rd Akron, OH 44314	Grand Total	\$1,919,666.90
4. Liberta Construction 1001 Eastwood Ave. Akron, OH 44305	Grand Total	\$2,044,156.20
5. Wenger Excavating, Inc. 26 N. Cochran Street P.O. Box 499 Dalton, OH 44618	Grand Total	\$2,109,493.54

SECTION TWO:

Green City Council finds, based on all relevant factors, that Karvo Companies, Inc. with its Grand total bid of One Million Six Hundred Eighty-Seven Thousand Four Hundred Seventy-Five Dollars and Ninety Cents (\$1,687,475.90), is the lowest most responsive and responsible bidder for the Project and agrees to comply with all specifications.

SECTION THREE:

The Mayor is authorized and directed to enter into an agreement with Karvo Companies, Inc. for the Project. Green City Council authorizes the Finance Director to appropriate Seven Hundred Fifteen Thousand Five Hundred Thirty-Six Dollars (\$715,536.00) to the 619/Myersville Rd Intersection Account (Acct #203-2100-53638), from the unappropriated balance of Permissive Auto License Tax Fund for the construction of the SR 619/Myersville Road Roundabout. Green City Council further authorizes the Finance Director to make payments to Karvo Companies, Inc. through the established purchase order procedure.

SECTION FOUR:

Green City Council approves the reclassification of the outstanding amount of the 2018 advance owed to the General Fund from the Permissive Auto License Tax Fund, in the amount of Four Hundred Sixty-Eight Thousand Dollars (\$468,000.00) to a transfer. Council further approves the advance of Five Hundred Fifty-Three Thousand Five Hundred Thirty-Six Dollars (\$553,536.00) from the General Fund to the Permissive Auto License Tax Fund in order to provide adequate cash flow during the construction of the SR 619/Myersville Road Roundabout.

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 and so that the Project may proceed immediately and forthwith. Provided that this legislation receives the affirmative vote of three-fourths ($\frac{3}{4}$ ths) 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: _____

Nichole Baldinger, Clerk of Council, Interim

Bob Young, Council President

APPROVED: _____, 2019

Gerard M. Neugebauer, Mayor

ENACTED EFFECTIVE: _____, 2019

ON ROLL CALL:	Babbitt	Dyer	Humphrey	Shaughnessy
	Speight	Yeargin	Young	

Suburbanite publication on _____ and _____

Nichole Baldinger, Clerk of Council Interim

03/07/2019 Approved as to form and content by William G. Chris Law Director, Interim _____