

RESOLUTION NO.: 2021-R29
SPONSOR: MAYOR NEUGEBAUER
INTRODUCED: MAY 11, 2021 **ASSIGNED TO:** _____

A RESOLUTION AUTHORIZING THE CITY OF GREEN TO ENTER INTO A CONTRACT WITH GARDINER SERVICE COMPANY, LLC FOR EMERGENCY INSTALLATION OF TWO NEW HVAC SYSTEMS AT FIRE STATION NUMBER TWO, MAKING AN APPROPRIATION, AND DECLARING AN EMERGENCY.

WHEREAS, it has been determined that two (2) of the three (3) HVAC setups serving Fire Station #2 have failed; and, given that the age and condition of the HVAC units makes it cost prohibitive to make repairs to the failed units; and

WHEREAS, due to the equipment failures, the Sheriff's side of the building is without heat or air conditioning; and half of the Fire Department side of the building is without air conditioning; and

WHEREAS, Fire Station #2's HVAC systems are twenty years (20) old and no longer in a warranty period; and

WHEREAS, a real and present emergency exists with the cold nights and warmer days and portions of the building being without heat and air conditioning which endangers employees, prisoners, and citizens; and

WHEREAS, it is necessary to appropriate funds to pay for the replacement equipment; and

WHEREAS, the City authorizes the purchase of a new Daiken DX16SA Condensing Unit, a Daiken DX14SA048 Condensing Unit, a new Daiken CAPT4961C4 and a CAPT5961C4 Cased Coil with new TXVs and two (2) new Daiken DM96 Furnaces from Gardiner Service Company, LLC, pursuant to the City's participation in the Sourcing Alliance Cooperative Purchasing Program, a State of Ohio authorized Purchasing Program.

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

SECTION ONE:

This purchase is being made in accordance with Sourcing Alliance Project No. SA-1020-07 and SA-1020-08, a State of Ohio authorized Purchase Program, in which the City of Green is in good standing. The Mayor is hereby authorized and directed to enter into a Purchase Agreement with Gardiner Service Company, LLC, to replace the damaged equipment, as is more fully set forth in the proposal attached hereto and incorporated herein as Exhibit "A".

SECTION TWO:

Green City Council authorizes an appropriation of Seventeen Thousand Three Hundred and Two Dollars (\$17,302.00) to the Fire Station #2 Improvements Account (Acct# 100-7500-53630) from the unappropriated balance of the General Fund. Green City Council authorizes and directs the Finance Director to make payment to the Contractor through the established purchase order procedures.

SECTION THREE:

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 an open meeting 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 FOUR:

Green City 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 for the further reason that this is an appropriation of money. 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 Messner, Clerk of Council

Rocco Yeargin, Council President

APPROVED: _____, 2021

Gerard M. Neugebauer, Mayor

ENACTED EFFECTIVE: _____, 2021

ON ROLL CALL: Babbitt Brandenburg DeVitis France
 Meager Shaughnessy Yeargin

Suburbanite publication on _____ and _____

Nichole Messner, Clerk of Council

05/06/2021 Approved as to form and content by Lisa Carey Dean, Law Director _____