

**RESOLUTION NO.:** 2007-R27  
**SPONSOR:** MAYOR CROGHAN  
**INTRODUCED:** MARCH 27, 2007

**ASSIGNED TO:** INTERGOV. & UTIL.

**A RESOLUTION AWARDING A CONTRACT TO WENGER EXCAVATING FOR THE COTTAGE GROVE WATER LINE PROJECT ("PROJECT"), AND DECLARING AN EMERGENCY.**

WHEREAS, the City of Green advertised a "Notice to Bidders" in the Akron Beacon Journal on February 15, 2007 and February 22, 2007; and

WHEREAS, on Friday, March 2, 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 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 Friday, March 2, 2007 at 10:00 a.m.:

	<u>CONTRACTOR</u>		<u>BID</u>
1.	<b>Wenger Excavating</b> 26 N. Cochran St. P. O. Box 499 Dalton, OH 44618	<b>Base Bid</b> <b>Alt. Bid</b>	<b>\$ 167,233.45</b> <b>\$ 194,422.90</b>
2.	<b>Don Wartko Construction</b> 975 Tallmadge Road Kent, OH 44240	<b>Base Bid</b> <b>Alt. Bid</b>	<b>\$ 190,233.77</b> <b>\$ 220,136.15</b>
3.	<b>Lockhart Concrete</b> 800 W. Waterloo Rd. Akron, OH 44314	<b>Base Bid</b> <b>Alt. Bid</b>	<b>\$ 229,844.99</b> <b>\$ 259,891.44</b>
4.	<b>EFB Construction, Inc.</b> 726 S. Cleveland Ave. Mogadore, OH 44260	<b>Base Bid</b> <b>Alt. Bid</b>	<b>\$ 241,187.80</b> <b>\$ 239,733.80</b>
5.	<b>Central Allied Enterprises</b> P. O. Box 80449 Canton, OH 44622	<b>Base Bid</b> <b>Alt. Bid</b>	<b>\$ 242,205.70</b> <b>\$ 266,980.45</b>
6.	<b>Tucson, Inc.</b> 3497 University Dr., NE New Philadelphia, OH 44613	<b>Base Bid</b> <b>Alt. Bid</b>	<b>\$ 262,688.80</b> <b>\$ 257,070.28</b>

**Page 2**  
**Resolution 2007-R27**

7.	<b>Cementech Inc.</b> 1680 Southeast Avenue Tallmadge, OH 44278	<b>Base Bid</b> <b>Alt. Bid</b>	<b>\$ 265,581.00</b> <b>\$ 278,803.00</b>
8.	<b>Cioffi &amp; Son Construction</b> 1001 Eastwood Ave. Akron, OH 44305	<b>Base Bid</b> <b>Alt. Bid</b>	<b>\$ 265,975.76</b> <b>\$ 260,486.91</b>
9.	<b>Mushrush Utility</b> <b>Contracting</b> 2690 Joyce Hill Road SW New Philadelphia, OH 44663	<b>Base Bid</b> <b>Alt. Bid</b>	<b>\$ 269,789.30</b> <b>\$ 316,578.60</b>
10.	<b>Fechko Excavating</b> 865 W. Liberty St., #120 Medina, OH 44256	<b>Base Bid</b> <b>Alt. Bid</b>	<b>**\$ 284,153.06</b> <b>**corrected bid amt.</b> <b>\$ 345,697.57</b>
11.	<b>Spano Brothers</b> 2595 Pressler Road Akron, OH 44312	<b>Base Bid</b> <b>Alt. Bid</b>	<b>\$ 313,059.50</b> <b>\$ 360,135.75</b>

**SECTION TWO:**

City Council finds, based on 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 with Wenger Excavating for the Project. The Finance Director is authorized to make payment to Wenger Excavating 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: April 10, 2007

Molly Kapeluck  
Molly Kapeluck, Clerk

Bruce Manwaring  
Bruce Manwaring,  
Council President

APPROVED: April 10, 2007

Daniel L. Croghan  
Daniel L. Croghan, Mayor

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SVCE ZONE PARK ROAD ENC  
LAW FIN MAY PLAN

ENACTED EFFECTIVE: April 10, 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 April 16 and April 23, 2007  
Molly Kapeluck  
Molly Kapeluck, Clerk

3/20/2007 1:32 PM Approved as to form and content by Stephen J. Pruneski, Law Director SP 3/22/07