

**A RESOLUTION AMENDING RESOLUTION 47-2023 TO MODIFY THE 2023 ASPHALT PROGRAM BY SUBSTITUTING THE PAVING OF GIANNI WAY WITH THE PAVING OF BRUSHWOOD ROAD AND DECLARING AN EMERGENCY**

WHEREAS, the Council enacted Resolution 47-2023, which awarded the 2023 Asphalt Program contract to Perrin Asphalt Company, Inc., in the amount of \$ 950,166.00, plus an additional \$266,181.80 (\$166,875.20 for Townsend Road and \$ 99,306.60 for Gianni Way);

WHEREAS, the Village has examined Gianni Way and determined it is not need of immediate paving/repairs under the 2023 Asphalt Program;

WHEREAS, the Village has determined that Brushwood Road is in need of immediate paving/repairs under the 2023 Asphalt Program;

WHEREAS, the Council desire to amend Resolution 47-2023 to replace the repairs/improvements to Gianni Way contemplated by the 2023 Asphalt Program with repairs/improvements to Brushwood Road.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Richfield, Summit County, State of Ohio that:

SECTION 1. That Resolution 47-2023 is hereby amended to make clear that Council accepts the bid of Perrin Asphalt Company, Inc., located at 525 Dan Street, Akron, Ohio 44310, for \$950,166.00 plus an additional \$166,875.20 for repairs and improvements to Townsend Road and an additional \$99,560.00 for repairs and improvements to Brushwood Road for the 2023 Asphalt Program. The \$99,306.60 previously authorized for Gianni Way is hereby no longer approved under the 2023 Asphalt Program.

SECTION 2. Council authorizes the Mayor and Finance Director to execute contracts with Perrin Asphalt Company, Inc. in accordance with the company's respective bid, and to add a 10% contingency amount to the contract.

SECTION 3. Council finds and determines that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

SECTION 4. This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare and for the further reason that it is immediately necessary in order to authorize the amendments to the 2023 Asphalt Road Repaving Program; wherefore, provided this Resolution receives the affirmative vote of two-thirds of the members of Council elected or appointed, it

shall take effect immediately upon its passage and execution by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED: 7-18-23

*Sue A. Philippon*  
President of Council

ATTEST:

*Michael Lebeck*  
Mayor

*[Signature]*  
Clerk of Council

Dated: 7/17/2023