

A RESOLUTION AUTHORIZING THE MAYOR AND FINANCE DIRECTOR TO EXECUTE A CONTRACT WITH CAVANAUGH BUILDING CORPORATION FOR THE ASSOCIATED CONSTRUCTION/SITE WORK AND SETTING OF A PERMANENT NATURAL GAS-DRIVEN GENERATOR AT PUMP STATION NO. 1, WAIVING COMPETITIVE BIDDING REQUIREMENTS, AND DECLARING AN EMERGENCY.

WHEREAS, Pump Station No. 1 pushes 99% of the Village's sanitary sewage to the Northeast Ohio Regional Sewer District's facilities located outside of the Village for treatment; and

WHEREAS, an electrical power outage in or about late July 2020 knocked out power to Pump Station No. 1 and the current, diesel-driven back-up generator failed to power on as well because it was damaged rendering Pump Station No. 1 inoperable; and

WHEREAS, without power to operate the facilities' pumps, the Village's wet well nearly reached full capacity; and

WHEREAS, the Director of Service caused the current back-up generator to be inspected and was advised that the 30-year old generator cannot be repaired because the damaged generator part is no longer manufactured; and

WHEREAS, the Village is currently spending \$2,475 per month renting a back-up generator so that the Pump Station No. 1 is not negatively impacted by another power outage; and

WHEREAS, to prevent this situation from occurring again, this Council authorized the Director of Service to purchase a new, natural gas-driven back-up generator to be permanently installed at Pump Station No. 1; and

WHEREAS, the Director of Service has already purchased a new natural gas-driven generator and now recommends that Council accept the quote of the Cavanaugh Building Corporation for the installation work at Pump Station No. 1.

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

SECTION 1. The quote of Cavanaugh Building Corporation, 1744 Collier Road, Akron, Ohio 44320, in the amount of \$89,815 for the associated construction/site work and permanent setting of a natural gas-driven generator at Pump Station No. 1 is accepted.

SECTION 2. That the Mayor and Finance Director are authorized to execute a contract with Cavanaugh Building Corporation in accordance with the company's quote, and to

add a 10% contingency amount to the contract, for a total contract amount not to exceed \$98,796.50.

SECTION 3. Because the installation of the permanent, natural gas-driven generator constitutes an emergency, this Council waives the requirement for competitive bidding pursuant to Section 141.03(f) of the Richfield Codified Ordinances.

SECTION 4. It is found and determined 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 of 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 5. 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 to begin the work installing the new permanent natural gas back-up generator at the earliest possible time; 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: _____

President of Council

ATTEST:

Mayor

Clerk of Council

Dated: _____