

A RESOLUTION ACCEPTING THE BID OF ANTHONY ALLEGA, INC. CEMENT CONTRACTOR FOR THE COLUMBIA/HENRY ROAD PROJECT AND DECLARING AN EMERGENCY

WHEREAS, pursuant to advertisement, bids were received for the Columbia/Henry Road Project; and

WHEREAS, the Service Director recommends acceptance of the bid of Anthony Allega, Inc. Cement Contractor as being the lowest and best bid.

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

SECTION 1. That the bid of Anthony Allega, Inc., Cement Contractor, being the lowest and best bid for the Columbia/Henry Road Project, be, and the same hereby is, accepted.

SECTION 2. 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 commence construction 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: August 1, 2000

Dealy Peter Gan
Vice President of Council

Ronald H. Larsen
Mayor

Dated: 8/7/2000

ATTEST:
Carole Gibson
Clerk of Council

Village of Richfield

4410 W. STREETSBORO ROAD
P.O. BOX 387
RICHFIELD, OHIO 44286-0387
330-659-9201

DONALD H. LARSEN, Mayor
MICHAEL K. LYONS, Council President

ELEANOR LUKOVICS, Finance Director
MELANIE A. TIBBS, Service Director

The bidder is not to fill in the following blanks

ARTICLES OF AGREEMENT

(Executed in Quadruplicate)

This Contract made and entered into this 26th day of April 2001,
by and between the Village of Richfield, Summit County, Ohio, a municipal corporation
hereinafter known as the "Village", and hereinafter Anthony Allega Inc., 5585 Canal
Road, Valley View, Ohio 44125 hereinafter designated a "second party".

WITNESSETH:

That said second party, for and in consideration of the sum of Four Hundred
Seventy-Three Thousand, Two Hundred Ten and Sixty Four dollars (\$473,210.64),
to be paid as hereinafter specified, hereby agrees to furnish unto the Village, all the labor
and materials required for the complete reconstruction of Columbia Road / Henry
Road Improvement in accordance with plans, drawings and specifications for the same,
hereto attached, which plans, drawings and specifications are hereby declared to be a part
of this contract.

Said second party further agrees to furnish said materials and to do the same work
promptly, in a workmanlike manner, without hindrance or delay, the whole to be
completed to the satisfaction of the said first party, on or before the 15th day of
August, 2001.

And the Village, for, and in consideration of the true and faithful performance of
said work and finishing of said materials as aforesaid, hereby agrees to pay unto said
second party, the sum of \$ 473,210.64 in installments from time to time,
upon the certificate of Summit County Engineer – Gene Esser as follows:

AS PER ALLEGA MONTHLY BILLING (PAY ESTIMATE) AS
____ Percent CERTIFIED BY SUMMIT COUNTY ENGINEER _____

remainder thereof when the aforesaid materials shall have been furnished and said labor shall have been completed and accepted.

It is mutually agreed that no extra work or materials shall be charged for unless ordered in writing by the Village.

Witness or hands, this 11th day of May 2001.

For the Village of Richfield, Ohio

By *Ronald W. Larsen*
Mayor

Eleana Lukaric
Finance Director

Signed in duplicate in
presence of:

Roseanne Piotrowski
Galanda Chuhay

For Contractor

John Allega
John Allega, President