

# County Council of Cuyahoga County, Ohio

## Resolution No. R2011-0120

Sponsored by: **County Executive FitzGerald/Department of Public Works/Central Services**

**A Resolution** making an award on RQ15326 and authorizing the County Executive to enter into a contract with Halus Power Systems in the amount of \$1,400,000.00 for a wind turbine generator to be located at the County Fairgrounds for the period 3/22/2011 – 3/21/2012, and declaring the necessity that this Resolution become immediately effective.

WHEREAS, the Department of Central Services has recommended an award on RQ15326 to Halus Power Systems in the amount of \$1,400,000.00 for a wind turbine generator to be located at the County Fairgrounds for the period ~~11/19/2010 – 11/18/2011~~ *JMK* 3/22/2011 – 3/21/2012; and

WHEREAS, this award had previously been granted by the Board of County Commissioners to Phillips Electric, but due to bankruptcy, that company could not obtain the requisite performance bond and the award must be rescinded; and

WHEREAS, Halus Power Systems based upon the proposal evaluations conducted, Halus Power Systems was in fact ranked as the stronger candidate, but not chosen because it was at a higher cost. However, Halus Power Systems has reduced its price and has matched the price quoted by Phillips Electric in order to accommodate the budget allocated for the Cuyahoga County Wind Turbine Project and construction of the Energy Center.

### **NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:**

**SECTION 1.** That the County Council hereby authorizes the County Executive to award RQ15326 and to enter into contract with Halus Power Systems in the amount of \$1,400,000.00 for a wind turbine generator to be located at the County Fairgrounds for the period 3/22/2011 – 3/21/2012.

**SECTION 2.** It is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue, and to continue the usual and daily operation of the County. Provided that this Resolution receives the affirmative vote of eight members of Council, this Resolution shall become immediately effective upon the signature of the County Executive.

**SECTION 3.** It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the 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.

On a motion by Mr. Schron, seconded by Mr. Gallagher, the foregoing Resolution was duly adopted.

Yeas: Connally, Rogers, Simon, Greenspan, Miller, Brady, Germana, Gallagher, Schron, Conwell and Jones

Nays: None

  
County Council President

4-25-11  
Date

  
County Executive

4/25/11  
Date

  
Clerk of Council

4/19/2011  
Date

First Reading/Referred to Committee: March 22, 2011

Committee(s) Assigned: Economic Development & Planning and Environment & Sustainability

Journal CC002  
April 19, 2011

Corrected to read by Clerk: June 27, 2011

[Note: Changed time period from 11/19/2010 – 11/18/2011 to 3/22/2011 – 3/21/2012 due to clerical error.]