

ORDINANCE NO. 36-19

**AN ORDINANCE TO AWARD THE BID FOR THE
KINZEL ROAD PAVEMENT RESURFACING PROJECT
AND DECLARING AN EMERGENCY**

WHEREAS, due primarily to normal wear and tear and increased traffic, it is necessary for the City to repair, and improve Kinzel Road at certain locations within the municipality during the current construction season; and

WHEREAS, Avon City Council passed Resolution R-6-19 on March 11, 2019 to advertise for bids for the Kinzel Road Pavement Resurfacing Project; and

WHEREAS, said project shall include the following: removal of the top portion of the existing asphalt surface, partial and full depth asphalt pavement repairs at locations determined by the City Engineer, asphalt pavement resurfacing, reinstallation of impacted pavement markings, maintenance of traffic, and associated restoration. These proposed improvements will stop east of the Stoney Ridge Intersection, as this area was previously improved, and the proposed improvements will stop approximately 200' west of the Center Road Intersection, as this area will be improved as part of a future intersection upgrade project. These improvements shall be made pursuant to plans and specifications developed by the City Engineer and Chagrin Valley Engineering, Ltd. which shall be on file and open for inspection at the Office of the Clerk of Council and incorporated herein by reference; and

WHEREAS, the public bids were opened and read aloud at noon on March 28, 2019 at Avon City Hall. The bids received are as follows:

Contractor	Bid Total
CHAGRIN VALLEY PAVING, INC.	\$357,099.40
CROSSROADS ASPHALT RECYCLING, INC.	\$361,133.65
RONYAK PAVING, INC.	\$372,096.00
PRECISION PAVING, INC.	\$386,626.75
CARRON ASPHALT PAVING, INC.	\$403,115.25
BARBICAS CONSTRUCTION CO., INC.	\$437,844.00
SPECIALIZED CONSTRUCTION, INC.	\$492,338.00

WHEREAS, The Engineer's Estimate for the Bid is \$351,975.00. As such, the bid submitted by Chagrin Valley Paving, Inc. is 1.5% above the Engineer's Estimate. A copy of the bid tabulation is attached hereto as Exhibit A; and

WHEREAS, the City Engineer has reviewed each of the bids submitted and is recommending that the Bid submitted by Chagrin Valley Paving, Inc. be considered the lowest and best bid for the Kinzel Road Pavement Resurfacing Project; and

WHEREAS, Council finds that it is in the best interest of the health, safety and welfare of the Community that the City of Avon go forward with awarding a construction contract to complete the Kinzel Pavement Resurfacing Project as referenced above.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF AVON, COUNTY OF LORAIN AND STATE OF OHIO:

Section 1 – That pursuant to bids received on March 28, 2019 for the Kinzel Road Resurfacing Project, the bid submitted by Chagrin Valley Paving, Inc. in the amount of Three Hundred Fifty Seven Thousand Ninety Nine Dollars and 40/100 Cents (\$357,099.40) is declared to be the lowest and best bid and the Mayor is hereby authorized to execute a construction contract with that entity. The Finance Director is hereby authorized to make payment from the 2019 Road Program Fund No. 409. If necessary, the Finance Director is further authorized to transfer sufficient funds from the General Fund No. 101 to the 2019 Road Program Fund No. 409. In addition, the Finance Director is authorized to increase this appropriation by a reasonable amount for engineering and legal fees associated with this project.

Section 2 - That it is found and determined that all formal actions of the Council of the City of Avon concerning and relating to the adoption of this Ordinance were taken in an open meeting of the Council of the City of Avon and that all deliberations of this City's 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, including Section 121.22 of the Ohio Revised Code.

Section 3 - That this Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public health, safety and welfare of the citizens of the City of Avon, the immediate emergency being the necessity to undertake and substantially complete the Kinzel Road Resurfacing Project prior to the end of the 2019 construction season; therefore, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED: _____ DATE SIGNED: _____

By: _____
Craig L. Witherspoon, Council President

DATE APPROVED BY THE MAYOR: _____

Bryan K. Jensen, Mayor

APPROVED AS TO FORM:

John A. Gasior, Law Director

Ordinance No. 36-19 (Con't)

ATTEST:

Barbara Brooks
Clerk of Council

Posted: _____
In Five Places as
Provided by Council

Prepared By:
John A. Gasior, Esq.
Law Director