

ORDINANCE NO. 90-19

**AN ORDINANCE TO AWARD THE BID FOR THE
AVON ROAD WATER MAIN REPLACEMENT PROJECT
AND DECLARING AN EMERGENCY**

WHEREAS, due to numerous water main breaks and repairs completed for the existing 12-inch water main along Avon Road in the vicinity of Pine Drive, it is necessary for the City to replace approximately 700 feet of the existing 12-inch water main along Avon Road within the municipality during the current construction season; and

WHEREAS, the Avon Road Water Main Replacement Project will include the reconnection of fire hydrants, water service connections and replacement of concrete driveways disturbed during construction; and

WHEREAS, Avon City Council passed Resolution No. 24-19 on September 9, 2019 to advertise for bids for the water main replacement along Avon Road in the vicinity of Pine Drive; and

WHEREAS, the public bids were opened and read aloud at noon on October 3, 2019 at Avon City Hall. The bids received were as follows:

<u>Contractor</u>	<u>Bid Total</u>
Trax Construction Company	\$176,928.00
Catts Construction, Inc.	\$186,962.50
KMU Trucking & Excavating, Inc.	\$191,113.75
J. Severino Construction, Inc.	\$197,009.84
Fechko Excavating, LLC.	\$197,768.75
Fabrizi Trucking & Paving Co., Inc.	\$197,802.70
Eclipse Company, LLC.	\$201,260.00
Mr. Excavator, Inc.	\$204,493.30
Tri Mor Corporation	\$216,975.00
DiGioia-Suburban Excavating, LLC.	\$217,261.25

WHEREAS, The Engineer's Estimate for the Bid is \$232,475.00. As such, the bid submitted by Trax Construction Company. is approximately 23.9% below 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 Trax Construction Company be considered the lowest and best bid for the Avon Road Water Main Replacement Project; and

WHEREAS, Council finds that it is in the best interest of the health, safety and welfare of the Community that the City go forward with awarding the bid for the Avon Road Water Main Replacement Project which was received on October 3, 2019.

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

Section 1 – That pursuant to bids received on October 3, 2019 for the Avon Road Water Main Replacement Project, the bid submitted by Trax Construction Company in the amount of One Hundred Seventy Six Thousand Nine Hundred Twenty Eight and 00/100 Dollars (\$176,928.00) 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 Capital Improvement – Water, Fund No. 303. If necessary, the Finance Director is further authorized to transfer sufficient funds from the General Fund No. 101 to the Capital Improvement – Water, Fund No. 303. 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 Resolution 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 Avon Road Water Main Replacement Project prior to the end of the 2019 construction season; therefore, this resolution 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
City of Avon, Ohio

ATTEST:

Barbara J. Brooks, Clerk of Council

Posted: _____
In Five Places, as
Provided by Council

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