

ORDINANCE NO. 15-20

AN ORDINANCE TO AWARD THE BID FOR THE BRIAR LAKES PUMP STATION ABANDONMENT PROJECT AND DECLARING AN EMERGENCY

WHEREAS, City Council, pursuant to Resolution R-33-19, passed on December 9, 2019, re-advertised for public bids to provide and improve sanitary sewer service to the property owners along and in the vicinity of French Creek Road from 38151 French Creek Road to 37556 French Creek Road via the removal from service of an outdated sanitary sewerage pump station and associated force main in addition to the construction of an approximately 2,400-feet of new gravity sanitary sewer, together with all necessary appurtenances and related improvements thereto, as more particularly described below (the “French Creek Improvement”); and

WHEREAS, City Council, in order to provide and improve sanitary sewer service to the property owners along and in the vicinity of the portion of Century Lane located south of Detroit Road via the connection of an existing sanitary sewer along Century Lane south of Detroit Road beginning near 37889 Detroit Road to an existing sanitary sewer system along Century Lane north of Detroit Road near 3004 Century Lane by the construction of an approximately 230-foot sanitary sewer, together with all necessary appurtenances and related improvements thereto, as more particularly described below (the “Century Lane Improvement” and, together with the French Creek Improvement, the “Improvements”); and

WHEREAS, the French Creek Improvement and the Century Lane Improvement are so situated in relation to each other that, in order to complete each of those Improvements in the most practical and economic manner, they should be improved at the same time, with the same kind of materials and in the same manner; and

WHEREAS, Council passed a Resolution of Necessity on April 8, 2019 known as Resolution R-8-19 related to said French Creek Improvement and the Century Lane Improvement; and

WHEREAS, the public bids were opened and read aloud at noon on January 16, 2020 at Avon City Hall and the following bids were received:

Contractor	Bid Total
Fabrizi Trucking & Paving Company, Inc.	\$1,254,916.87
Underground Utilities, Inc.	\$1,256,119.00
DiGioia Suburban Excavating, LLC	\$1,288,571.40
Sitetech, Inc.	\$1,300,140.60
S.E.T., Inc.	\$1,334,020.00
Mr. Excavator, Inc.	\$1,706,067.60

WHEREAS, The Engineer's Estimated cost for the project was set at \$1,239,850. As such, the bid submitted by Mr. Excavator, Inc. is 1.2% greater than 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 Fabrizi Trucking & Paving Company, Inc. be considered the lowest and best bid for the Briar Lakes Pump Station Abandonment 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 the awarding of a construction contract based on the public bid submitted by Fabrizi Trucking & Paving Company, Inc. for the Briar Lakes Pump Station Abandonment Project which was received on January 16, 2020.

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

Section 1 - That of all the bids received for the Briar Lakes Pump Station Abandonment Project on January 16, 2020 at Avon City Hall, the bid submitted by Fabrizi Trucking & Paving Company, Inc. in the amount of One Million, Two Hundred Fifty Four Thousand, Nine Hundred Sixteen and 87/100 Dollars (\$1,254,916.87) 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 Sanitary Sewer Replacement and Depreciation Fund No. 406. 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 Briar Lakes Pump Station Abandonment Project prior to the end of the 2020 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: _____
Brian Fischer, Council President

Ordinance No. 15-20 (Con't.)

DATE APPROVED BY THE MAYOR: _____

Bryan K. Jensen, Mayor

APPROVED AS TO FORM:

John A. Gasior, Law Director

ATTEST:

Barbara Brooks
Clerk of Council

Posted: _____
In Five Places, as
Provided by Council

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