

ORDINANCE NO. 62-23

AN ORDINANCE TO AWARD A BID FOR THE WILLIAMS COURT PAVEMENT RESURFACING PROJECT AND DECLARING AN EMERGENCY

WHEREAS, due primarily to normal wear and tear as well as the development of the adjacent Mass Estates Subdivision, it is necessary for the City to repair, widen, and improve a portion of Williams Court at certain locations within the municipality during the upcoming 2023 construction season; and

WHEREAS, City officials have determined that Williams Court should be improved, where recommended by the City Engineer in conjunction with the Streets Superintendent, in an area beginning at the Schwartz Road intersection and then extending approximately 1,875 feet to the south to the northern extent of Williams Court bridge over Schwartz Creek as a project known as the Williams Court Resurfacing Project; and

WHEREAS, Avon City Council passed Resolution R-37-22 on December 27, 2022, which authorized the public bid of said Williams Court Pavement Resurfacing Project; and

WHEREAS, the public bid was opened and read aloud at noon on February 9, 2023, at the Avon City Hall and the following one bid was received:

Contractor	Bid Total
Specialized Construction, Inc.	\$499,954.75

WHEREAS, the bid submitted by Specialized Construction, Inc., which was received on February 9, 2023, is approximately 4% above the Engineer's Estimate of \$481,275.00. A copy of the bid tabulation is attached hereto within [Exhibit "A"](#); and

WHEREAS, the City Engineer has reviewed the bid submitted and found the bid to be responsive and complete. Therefore, the City Engineer is recommending that the bid submitted by Specialized Construction, Inc. be considered the lowest and best bid for the Williams Court Pavement Resurfacing Project, a bid review memorandum is also attached hereto as part of Exhibit "A"; 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 the Specialized Construction, Inc. for the Williams Court Pavement Resurfacing Project.

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 public bid received on February 9, 2023 at Avon City Hall for the Williams Court Resurfacing Project, the bid submitted by Specialized Construction, Inc. in the amount of Four Hundred Ninety-Nine Thousand Nine Hundred Fifty-Four and 75/100 Dollars (\$499,954.75) for the Williams Court Resurfacing Project is declared to be the lowest and best bid. The Mayor is hereby authorized to execute a construction contract with that entity.

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The Finance Director is hereby authorized to make payment in said amount from the 2023 Road Program Fund No. 421. 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 Williams Court Pavement Resurfacing Project prior to the end of the 2023 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: _____
Brian Fischer, Council President

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: _____
Electronically and at City Hall as
Provided by Council

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